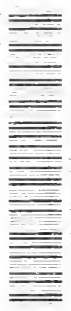
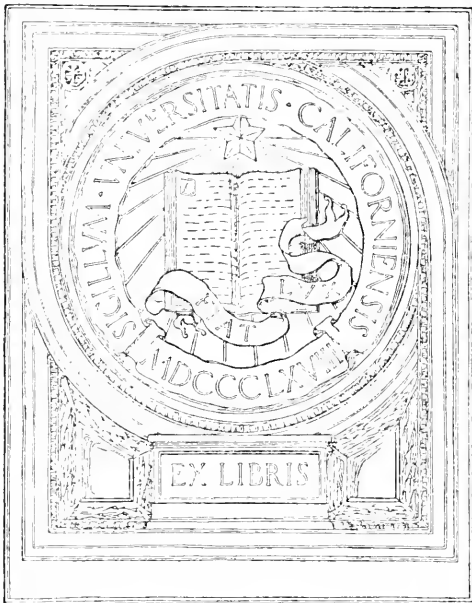


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# JOURNAL

OF THE

Constitutional Convention

of CONNECTICUT, held at HARTFORD IN

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# JOURNAL

OF THE PROCEEDINGS OF THE

## Convention of Delegates,

CONVENED AT

HARTFORD, August 26, 1818,

FOR THE PURPOSE OF FORMING

# A CONSTITUTION

Of CIVIL GOVERNMENT for the PEOPLE OF THE  
STATE OF CONNECTICUT.



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Hartford, Connecticut, PRINTED BY ORDER OF THE COMPTROLLER,

1 9 0 1



STATE OF CONNECTICUT,  
COMPTROLLER'S OFFICE,  
HARTFORD, December, 1901.

The Legislature of 1873 ordered the publication of the Journal of the Convention which framed the Constitution of this State in the year 1818.

As this publication is now exhausted, and another Constitutional Convention is to be held in January next, anticipating the interest which is likely to arise concerning the proceedings of this Convention of 1818, I have thought best to reprint an edition of the same.

A. CHAMBERLAIN,  
*Comptroller.*

PUBLICATION No. 1  
CONNECTICUT CONSTITUTIONS  
SERIES

HARTFORD PRESS  
The Case, Lockwood & Brainard Co.  
1901

ALPHABETICALLY TO VINDI  
SILVERIA SOLITA  
VASSI :

## Note.

THE Journal of the Convention, which, in 1818, framed the Constitution of Connecticut, was never engrossed, but remains as it was written from day to day. It is contained in two paper books of unequal size, the first embracing the proceedings to September 9th, inclusive, and the other the remainder; and each of these books is certified by the Clerks of the Convention.

There is annexed to the Journal a list of Delegates, with their votes on several questions, taken by yeas and nays; as also printed copies of the Reports of the Committee of Twenty-four appointed to draft a Constitution. It has not been thought necessary to reproduce the alterations of these drafts made by the Convention, indicated by pen-marks on the printed reports, because they will appear from the Journal, and by a comparison of the drafts with the Constitution as adopted.

A report of the Debates in the Convention may be found in the newspapers of the period printed in Hartford.

To the Journal as now published is prefixed the Resolve of the General Assembly by which the Convention was called; and there is added the Constitution as adopted, the Votes upon its Ratification, and the proceedings of the Legislature, with the Proclamation of the Governor thereupon.

C. J. H.

STATE LIBRARY,  
Hartford, June 2d, 1873.

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# Resolve calling a Constitutional Convention.

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*At a General Assembly of the State of Connecticut, holden at Hartford in said State, on the second Thursday of May in the year of our Lord one thousand eight hundred and eighteen:*

*Resolved by this Assembly,* That it be, and it is hereby recommended to the people of this state, who are qualified to vote in town or freemen's meetings, to assemble in their respective towns on the fourth day of July next at nine o'clock in the morning, at their usual place of holding town or freemen's meetings, and after having chosen their presiding officer, then and there to elect, by ballot, as many delegates as said towns now choose representatives to the General Assembly, who shall meet in convention at the state-house in Hartford, on the fourth Wednesday of August next; and when so convened, shall, if it be by them deemed expedient, proceed to the formation of a constitution of civil government for the people of this state; a copy of which constitution, when so formed, shall be by said convention forthwith transmitted to each town clerk in this state, to be by him submitted to the qualified voters in the town to which he belongs, assembled at such time as said convention may designate, which time shall not be less than one week, nor more than three weeks from the rising of said convention, for their approbation and ratification: and said constitution, when ratified and approved by such majority of said qualified voters convened as aforesaid as shall be directed by said convention, shall be and remain the supreme law of this state.

*And be it further Resolved,* That it shall be the duty of the selectmen in the several towns aforesaid to give legal notice of the time, place, and object of holding town meetings as aforesaid, whether for the election of delegates, or for the ratification of the constitution; and the votes in the meetings

for the choice of delegates shall be counted, and certificates of election shall be supplied to said delegates in the same manner as is now practiced in the election of representatives to the General Assembly. And the presiding officer chosen by said meetings for ratifying the constitution as aforesaid, shall, as soon as may be, transmit by the representatives of their respective towns, to the General Assembly next after such meetings are held, a certified statement of the number of votes given in said towns on the question of ratifying said constitution, both affirmative and negative, and a like statement said presiding officer shall also lodge with the town clerks of their respective towns, which votes shall be returned to said assembly and counted in the same manner, as is by law provided for returning and counting the votes for governor of this state.

*And be it further Resolved,* That two-thirds of the whole number of delegates so elected shall form a quorum, and said convention shall choose a president and clerk; and the clerk of said convention having been sworn to a faithful discharge of the duties of his office, shall proceed to administer to the president and members thereof the following oath or affirmation, viz:

“ You being chosen delegates to this convention for the purpose, if need be, of framing and devising a constitution of civil government for the people of the State of Connecticut, do solemnly swear (or affirm) that you will faithfully discharge the trust confided to you.”

And said delegates shall be allowed the same fees for travel and attendance on said convention, as is now by law allowed to the representatives to the General Assembly.

*Be it further Resolved,* That all such persons as are, or may, at the time of either of said meetings, be qualified by law, and duly certified as such by the lawful board for said purpose, to be made freemen of this state, may then and there be admitted and sworn, and shall be authorized to act as such in the business of said meetings.

# Journal.

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STATE OF CONNECTICUT, ss.

HARTFORD, AUGUST 20TH, A.D. 1818.

This day by virtue of a Resolve of the Honourable General Assembly of this State, passed in May, A.D. 1818, a Convention of Delegates was formed, consisting of the following members, that is to say:

HARTFORD, Sylvester Wells, Nathaniel Terry.

Berlin, Samuel Hart, Samuel Norton.

Bristol, Bryan Hooker.

Burlington, Bliss Hart.

Canton, Solomon Everest.

East Hartford, Richard Pitkin, Samuel Pitkin.

East Windsor, Charles Jenks, Abner Reed.

Enfield, Henry Terry, William Dixon.

Farmington, Timothy Pitkin, John Treadwell.

Glastenbury, Samuel Wells, David E. Hubbard.

Granby, Sadoce Wilcox, Reuben Barker.

Hartland, Aaron Church, John Treat.

Marlborough, Elisha Buell.

Simsbury, Elisha Phelps, Jonathan Pettibone, jr.

Southington, Roger Whittlesey, Chester Grannis.

Suffield, Christopher Jones, Asahel Morse.

Weathersfield, Stephen Mix Mitchell, Levi Lusk.

18 Windsor, Eliakim Marshall, Josiah Phelps.

32

- NEW HAVEN, William Bristol, Nathan Smith.  
*Cheshire*, Andrew Hull, Charles Shelton.  
*Branford*, Eli Fowler, Jonathan Rose.  
*Derby*, Joseph Riggs.  
*East Haven*, Bela Farnham.  
*Guilford*, Nathaniel Griffing, William Todd.  
*Hamden*, Russell Pierpont.  
*Meriden*, Patrick Clark.  
*Middlebury*, Aaron Benedict.  
*Milford*, Benjamin Bull, Samuel B. Gunn.  
*North Haven*, Daniel Pierpont.  
*Oxford*, David Tomlinson.  
*Southbury*, Shadrach Osborn.  
*Wallingford*, John Andrews, William Marks.  
*Waterbury*, Timon Miles, Andrew Adams.  
*Woodbridge*, Justus Thomas, Chauncey Tolls.  
 17 *Wolcott*, Ambrose Ives. 25

- NEW LONDON, Christopher Manwaring, Amasa  
 Larned.  
*Norwich*, John Turner, James Lanman, *elected Clerk*.  
*Bozrah*, Roswell Fox.  
*Colchester*, David Deming, John Isham, jr.  
*Franklin*, Joshua Hyde.  
*Griswold*, Elisha I. Abel.  
*Groton*, John Daboll, William Williams.  
*Lisbon*, Daniel Braman.  
*Lyme*, Moses Warren, Ebenezer Brockway.  
*Montville*, Oliver Comstock.  
*North Stonington*, Chester Smith, William Randall, jun.  
*Preston*, Denison Palmer, Nathaniel Kimball.  
*Stonington*, William Randall, Amos Gallup.  
 14 *Waterford*, Charles Avery. 22

- FAIRFIELD, David Hill, Gideon Tomlinson.  
*Danbury*, Friend Starr, William Cook.  
*Brookfield*, Noah A. Lacey.  
*Greenwich*, Clark Sanford, Enos Lockwood.  
*Huntington*, Timothy S. Wells, William Shelton.  
*New Canaan*, Nathan Seeley.  
*New Fairfield*, Samuel T. Barnum.



- Newtown*, Gideon Botsford, James B. Fairman.  
*Norwalk*, Moses Gregory, John Eversley.  
*Redding*, Samuel Whiting, Lemuel Sanford.  
*Ridgefield*, Joshua King, Abner Gilbert, jun.  
*Sherman*, Jedediah Graves.  
*Stamford*, James Stevens, John Weed, jun.  
*Stratford*, Pierpont Edwards, Robert Fairchild.  
*Trumbull*, Lewis Burton.  
*Weston*, Abel Gregory, Isaac Bennett.
- 17 *Wilton*, Erastus Sturges. 28

- WINDHAM, Peter Webb, Zacheus Waldo.  
*Ashford*, Josias Byles, William Perkins.  
*Brooklyn*, Roger W. Williams.  
*Canterbury*, Luther Payne, Daniel Frost.  
*Columbia*, Silas Fuller.  
*Hampton*, Ebenezer Griffin.  
*Killingly*, Luther Warren, Ezra Hutchins.  
*Lebanon*, Stephen D. Tilden, Thomas Babcock.  
*Mansfield*, Edmund Freeman, Artemas Gurley.  
*Plainfield*, Elias Woodward, John Dunlap.  
*Pomfret*, Darius Matthewson, Lemuel Ingalls.  
*Sterling*, Dixon Hall.  
*Thompson*, George Larned, Jonathan Nichols, jun.  
*Voluntown*, Daniel Keigwin.
- 15 *Woodstock*, John McClellan, Elias Childs 2d. 25

- LITCHFIELD, Oliver Wolcott, *elected President*; John Welch.
- Barkhamsted*, Samuel Hayden, Oliver Mills.  
*Bethlem*, Nehemiah Lambert.  
*Canaan*, William M. Burrall, William Douglas.  
*Colbrook*, Grove Pinney, Arah Phelps.  
*Cornwall*, Philo Swift, Oliver Burnham.  
*Goshen*, Adino Hale, Theodore North.  
*Hartwinton*, James Brace, Uriah Hopkins.  
*Kent*, Lewis St. John.  
*New Hartford*, Aaron Austin, Jonathan Marsh.  
*New Milford*, Orange Merwin, Jehiel Williams.  
*Norfolk*, Augustus Pettibone, Joseph Battell.  
*Plymouth*, Calvin Butler.  
*Roxbury*, John Trowbridge.

- Salisbury*, Daniel Johnson, Samuel Church.  
*Sharon*, Cyrus Swan, Samuel E. Everett.  
*Torrington*, Abel Hinsdale, William Battell.  
*Warren*, John Tallmadge.  
*Washington*, Hermanus Marshall, Ensign Bushnell.  
*Watertown*, Amos Baldwin.  
*Winchester*, Levi Platt, Joseph Miller.  
 22 *Woodbury*, Nathaniel Perry, Daniel Bacon. 38
- MIDDLETOWN, Alexander Wolcott, Joshua Stow.  
*Chatham*, Enoch Sage, Benjamin Hurd.  
*Durham*, Thomas Lyman, Lemuel Guernsey.  
*Haddam*, Ezra Brainard, Jonathan Huntington.  
*East Haddam*, Solomon Blakeslee, William Hungerford.  
*Killingworth*, George Elliot, Dan Lane.  
 7 *Saybrook*, Clark Nott, Elisha Sill. 14
- TOLLAND, Ashbel Chapman, Eliphalet Young.  
*Bolton*, Saul Alvord, jun.  
*Coventry*, Jesse Root, Elisha Edgerton.  
*Ellington*, Asa Willey.  
*Hebron*, Daniel Burrows, John S. Peters.  
*Somers*, Benjamin Phelps, Giles Pease.  
*Stafford*, Ephraim Hyde, Nathan Johnson.  
*Union*, Ingoldsby W. Crawford, Robert Paul.  
*Vernon*, Phineas Talcott.  
 10 *Willington*, Jonathan Sibley, Spafford Brigham. 17

WEDNESDAY, AUGUST 26th.

More than two-thirds of the Delegates chosen in the State having appeared in the State-House about ten o'clock A. M. this day, the Convention was called to order by the Honorable Jesse Root, he being the oldest Delegate present.

The Convention were requested to bring in their votes for a Clerk of their body. They chose James Lanman, a Delegate from the town of Norwich, to be the Clerk of the Convention, who was sworn accordingly.

The Convention then elected His Excellency Oliver Wolcott, Esq., a Delegate from the town of Litchfield, to be President of the Convention. He accordingly took the chair.

The qualifications of the members were then exhibited and examined, and the oath or affirmation, agreeably to said Resolve of Assembly, was duly administered by the Clerk of the Convention.

The Convention being organized, prayers were offered up by the Reverend Doctor Abel Flint; and a resolve passed, requesting the attendance of the several clergymen of Hartford to attend and offer prayers as Chaplains to the Convention, at the opening of the session on each day during its continuance.

Messrs. Nathaniel Terry, James Stevens, Timothy Pitkin, Stephen Mix Mitchell, and Amasa Larned, were appointed a committee to frame a system of Rules for the order and government of the Convention during its session.

The Sheriff of Hartford County was appointed as Officer of the Convention, to attend during the session, and directed to have two constables to be in waiting, to execute the orders of the Convention.

Adjourned to meet at three o'clock P. M. this day.

Met according to adjournment. Some members appeared, were qualified and took their seats.

The committee who were appointed to frame rules of proceeding, made their report in part:—That the Rules of the House of Representatives in the General Assembly of this State be adopted as a temporary system, (until other provision should be made,) so far as said rules were applicable to this Convention.—Which report was accepted.

On motion of Mr. Stevens,

*Resolved*, That this Convention do deem it expedient to proceed at this time to form a Constitution of Civil Government for the people of this State.

Passed in the affirmative.

And the Convention adjourned until to-morrow morning at 9 o'clock.

THURSDAY, AUGUST 27th.

In Convention: Members appeared, were qualified, and took their seats.

On motion of Mr. Fairchild,

*Resolved*, That a committee be appointed, by ballot, to draft a Constitution, and report the same to this Convention: to consist of three members from each county.

Passed in the affirmative.

*Voted*, That there be a recess of one hour: which was had. The Convention then met, and proceeded to choose said committee.

The following gentlemen were chosen:

*For the County of Hartford*, Messrs. Sylvester Wells,  
Timothy Pitkin, *and*  
Elisha Phelps.

*For the County of New Haven*, Messrs. Wm. Bristol,  
Nathan Smith, *and*  
Wm. Todd.

*For the County of New London*, Messrs. Moses Warren,  
Amasa Larned, *and*  
James Lanman.

*For the County of Fairfield*, Messrs. Pierpont Edwards,  
James Stevens, *and*  
Gideon Tomlinson.

*For the County of Windham*, Messrs. Peter Webb,  
George Larned, *and*  
Edmund Freeman.

*For the County of Litchfield*, Messrs. John Welch,  
Augustus Pettibone,  
Orange Merwin.

*For the County of Middlesex*, Messrs. Joshua Stow,  
Wm. Hungerford, *and*  
Thomas Lyman.

*For the County of Tolland*, Messrs. Daniel Burrows,  
Asa Willey, *and*  
John S. Peters.

And the Convention adjourned until to-morrow morning at 9 o'clock.

FRIDAY, AUGUST 28th.

On motion: *Resolved*, That an Assistant Clerk be appointed.

The members were requested by the President to bring in their votes for an Assistant Clerk, and Robert Fairchild, a Delegate from the town of Stratford, was chosen; who was duly sworn accordingly.

The committee appointed to frame rules and orders for the Convention, by their chairman Mr. N. Terry, reported a resolution, which was amended and the 19th rule added, on motion of Mr. A. Wolcott. The resolution was then adopted.

And the Convention adjourned until this afternoon at 2 o'clock.

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A motion was made by Mr. Treadwell, to reconsider the vote of the Convention adopting the 19th rule, and was determined in the negative.

The resolution reported by the committee appointed to frame rules, &c., and amended as aforesaid, is in the following words:

*Resolved*, That the following Rules and Orders be adopted as the Rules and Orders of the Convention:

1. The President shall take the chair every day, at the hour to which the Convention shall have adjourned, and, after prayers and roll-call, shall immediately call the Convention to order, and, if a quorum be present, proceed to business.

2. In the absence of a quorum the President may adjourn the Convention to the afternoon, or to the next sitting day. At all other times during the session an adjournment shall be pronounced by the President, on motion, no objection being made: but if an adjournment be objected to, the question shall be decided by the Convention, without debate.

3. The President shall preserve decorum and order, and shall decide questions of order without debate, subject to an appeal to the Convention. He shall rise to put a question, but may state it sitting. The question first moved and seconded shall be first put; and in all cases the sense of the Con-

vention shall be first taken upon the largest number or sum, and longest time, proposed in any question.

4. In all cases when a vote is taken without a division, the President shall determine, whether *it is*, or *is not* a vote; and in all doubtful cases, he shall ask, "*Is it doubted?*" If the vote be disputed, it shall be tried again: but after the President has declared the vote, it shall not be recalled, unless by a regular motion for reconsideration, made by a member in the vote of the Convention.

5. If the President doubt a vote, or a division be called by a member, the question shall be again put, and those voting in the affirmative shall first rise from their seats. If the President still doubts, or a count be required, the President, or, if he so direct, the clerk, shall count them while standing, and, if required by a member, those of a contrary mind shall rise and be counted.

6. The yeas and nays shall be taken on any question, when moved for and seconded, if supported by one-fourth of the Convention.

7. In all cases of balloting, the President shall vote: in other cases he shall not vote, unless the Convention be equally divided, or unless his vote, if given to the minority, will make the division equal; and in case of such equal division, the question shall be lost.

8. When the Convention adjourns, the members shall keep their seats until the President and Clerk, if they please, go out: Then the members may follow.

9. When any member is about to speak in debate, or deliver any matter to the Convention, he shall rise and respectfully address "Mr. President." If two or more rise at once, the President shall name the member who is first to speak.

10. Any member, who has spoken once or oftener upon any question, shall give place to any other member rising to speak, who has not spoken so often upon that question.

11. The President may appoint any member to preside in his stead, for any time not exceeding one day at a time; and he may, during the time of such member's presiding, debate

and vote on the floor of the house, like other members. And the member, thus appointed to preside, shall have and may exercise all the powers of President during the time of his presiding.

12. No debate shall be allowed after a question is put and remains undecided. Whilst the President is putting any question or addressing the Convention, no member shall walk out of, or across the room: nor either in such case, nor when the roll is calling, or anything is in public reading before the Convention, or when a member is speaking, shall entertain any private discourse; nor when any member is speaking, shall pass between him and the chair.

13. When a motion is made and seconded, it shall be stated to the Convention by the President before any debate be had thereon: but every motion shall be reduced to writing, if the President so direct, or any member desire it.

14. When a question is under debate, no motion shall be received unless to amend, to commit, to postpone, for the previous question, to lie on the table, for the orders of the day, or to adjourn; nor either of these after the question is put. But a motion to adjourn shall supersede every other motion, and shall be decided without debate.

15. When a motion is stated by the President, or read by the Clerk, it shall be in possession of the Convention, but may be withdrawn at any time before decision or amendment, but not after amendment, unless the Convention give leave.

16. All committees shall be appointed by the President, unless otherwise specially directed by the Convention.

17. If any member, in speaking or otherwise, transgress the rules or orders of the Convention, the President *shall*, or any member *may* call to order, and if speaking, he shall sit down, unless permitted to explain; and the President shall then decide the question of order: but the party may appeal from the decision of the President, to the Convention, who shall decide thereon without debate.

18. The Clerk shall keep a Journal of the proceedings of the Convention, in which shall be entered all the votes that

shall be taken in the Convention, and the yeas and nays when taken, and all other things proper to be entered in such a journal; and every morning, immediately after roll-call, the journal of the preceding day shall be read, and all necessary corrections of the same be made.

19. A majority of the Convention shall constitute a quorum.

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The Committee appointed to draft a Constitution, by their chairman, Mr. Edwards, reported in part, submitting to the consideration of the Convention a *Preamble* and *Bill of Rights*.

On motion of Mr. A. Wolcott:

*Ordered*, That 600 copies of said report be printed for the use of the members.

And the Convention adjourned until to-morrow morning, at 9 o'clock.

SATURDAY, AUGUST 29th.

The Journal of yesterday's proceedings was read.

On motion of Mr. Treadwell:

*Resolved*, That the time to which the Convention shall be adjourned, be next Monday afternoon, at 2 o'clock.

The printed copies of the Report of the General Committee, (one of which is hereto annexed,) submitting a Preamble and Bill of Rights, as aforesaid, were distributed to the members.

And the Convention adjourned until Monday afternoon, at 2 o'clock.

MONDAY, AUGUST 31st.

The Journal was read, containing the proceedings of the Convention from the commencement of the session to this time.

On motion of Mr. Samuel Hart, to take into consideration this afternoon the Preamble and Bill of Rights reported by the committee on Friday last: on a suggestion that the committee was absent, engaged in preparing a further report, it was determined in the negative.

And the Convention adjourned until to-morrow morning at 9 o'clock.



TUESDAY, SEPTEMBER 1ST.

The Journal of yesterday's proceedings was read.

The Bill of Rights was considered, and the general principles discussed.

The committee appointed to draft a Constitution and submit it to the Convention, made a further report, comprehending the Legislative and Executive Departments, which was read, and, on motion of Mr. Treadwell,

*Ordered*, That 600 copies thereof be printed, for the use of the members.

On motion of Mr. McClellan, the Convention proceeded to consider by sections the Preamble and Bill of Rights reported by the committee.

The Preamble was first read and approved.

The eleven first sections were then read, and, (with the exception of the 5th section, which was postponed,) approved, after various amendments.

As amended and approved, the Preamble and the sections aforesaid are as follows, to wit:—

#### PREAMBLE.

The people of Connecticut, acknowledging with gratitude the good providence of God, in having permitted them to enjoy a free government, do, in order more effectually to define, secure and perpetuate the liberties, rights and privileges which they have derived from their ancestors, hereby, after a careful consideration and revision, ordain and establish the following Constitution and form of civil government.

#### ARTICLE I.

##### *Declaration of Rights.*

That the great and essential principles of liberty and free government may be recognized and established—

We declare,

SEC. I. That all men when they form a social compact are

equal in rights; and that no man or set of men are entitled to exclusive public emoluments or privileges from the community.

SEC. 2. That all political power is inherent in the people, and all free governments are founded on their authority, and instituted for their benefit, and that they have at all times an undeniable and indefeasible right to alter their form of government in such manner as they think expedient.

SEC. 3. The exercise and enjoyment of religious profession and worship, without discrimination, shall forever be free to all persons in this State; provided that the right hereby declared and established shall not be so construed as to excuse acts of licentiousness or to justify practices inconsistent with the peace and safety of the State.

SEC. 4. No preference shall be given by law to any Christian sect or mode of worship.

SEC. 5. (Was postponed, on motion of Mr. Treadwell.)

SEC. 6. Every citizen may freely speak, write and publish his sentiments on all subjects, being responsible for the abuse of that liberty.

SEC. 7. No law shall ever be passed to curtail or restrain the liberty of speech, or of the press.

SEC. 8. In all prosecutions or indictments for libels, the truth may be given in evidence, and the jury shall have the right to determine the law and the facts, under the direction of the Court.

SEC. 9. The people shall be secure in their persons, houses, papers and possessions, from unreasonable searches or seizures; and no warrant to search any place, or to seize any person or things, shall issue, without describing them as nearly as may be, nor without probable cause, supported by oath or affirmation.

SEC. 10. In all criminal prosecutions, the accused shall have a right to be heard by himself and counsel; to demand the nature and cause of the accusation; to be confronted by the witnesses against him; to have compulsory process to obtain witnesses in his favor; and in prosecutions by indict-

ment or information, a speedy, public trial, by an impartial jury. He shall not be compelled to give evidence against himself, nor be deprived of life, liberty or property, but by due course of law. And no person shall be holden to answer for any crime, the punishment of which may be death or imprisonment for life, unless on a presentment or indictment of a grand jury, except in the land or naval forces, or in the militia, when in actual service, in time of war, or public danger.

SEC. 11. No person shall be arrested, detained or punished, except in cases clearly warranted by law.

And the Convention adjourned until to-morrow morning at 9 o'clock.

WEDNESDAY, SEPTEMBER 2d.

The Journal was read, containing the proceedings of yesterday.

Two letters were communicated to the Convention through the President, from Messrs. H. C. Flagg, and S. Converse, requesting to be admitted upon the floor of the House for the purpose of taking sketches of the proceedings and debates; and, on motion of Mr. McClellan, it was resolved that they be admitted; and they were admitted accordingly.

The Convention proceeded to consider by sections the remaining part of the Bill of Rights, reported by their committee, being the twelve last sections, which were read in order, and various amendments were proposed and adopted, and the 22d section was expunged. The rest were approved as amended, and are in the following words, viz:

SEC. 12. The property of no person shall be taken for public use without just compensation therefor.

SEC. 13. All courts shall be open, and every person for an injury done him in his person, property or reputation, shall have remedy, by due course of law, and right and justice administered without sale, denial or delay.

SEC. 14. Excessive bail shall not be required, nor excessive fines imposed.

SEC. 15. All prisoners shall, before conviction, be bailable

by sufficient sureties, except for capital offences, where the proof is evident, or the presumption great; and the privilege of the writ of *habeas corpus* shall not be suspended, unless when in case of rebellion or invasion, the public safety may require it; nor, in any case, but by the legislature.

SEC. 16. No person shall be attainted of treason or felony by the legislature.

SEC. 17. The citizens have a right, in a peaceable manner, to assemble for their common good, and to apply to those invested with the powers of government for redress of grievances, or other proper purposes, by petition, address or remonstrance.

SEC. 18. Every citizen has a right to bear arms in defence of himself and the State.

SEC. 19. The military shall, in all cases, and at all times, be in strict subordination to the civil power.

SEC. 20. No soldier shall, in time of peace, be quartered in any house, without the consent of the owner; nor in time of war, but in a manner to be prescribed by law.

SEC. 21. No hereditary emoluments, privileges or honors, shall ever be granted or conferred in this State.

SEC. 22. The right of trial by jury shall remain inviolate.

A 23d Section was proposed by Mr. Mitchell, concerning a reservation to the people of all rights not delegated by the Convention, &c., and, on motion of Mr. Pitkin, it was ordered to lie on the table.

Mr. Treadwell offered two sections to be inserted in the Constitution, the object of one of which is, to prevent any person concerned in a duel from holding any office, and to deprive him of the right of voting for public officers; and the object of the other is, to define the qualifications of electors hereafter to be admitted, and to provide that they should possess such qualifications at the time of voting, or not be entitled to vote; both which were ordered to lie on the table.

The Second Report of the Committee was taken up, relating to the *Distribution of Powers*, and to the *Legislative and Ex-*

*Executive Departments*, and the Convention proceeded to consider the same by sections.

The printed copies of said Report were distributed to the members, one of which is hereto annexed.

The Convention decided to consider the sections separately in order, without taking any vote upon them at this time of reading, except on such amendments as should be offered.

Sundry amendments were offered: but before any vote was taken on them, they were ordered to lie on the table, except one amendment, striking out the words "*of State*" in the first line of the 6th section of the Third Article, and in other places where "*of State*" was used after "*Secretary*."

The Convention proceeded accordingly through the *Second* and *Third Articles*, comprehending the *Distribution of Powers* and the *Legislative Department*.

And adjourned until to-morrow morning at 9 o'clock.

THURSDAY, SEPTEMBER 3d.

The Journal of yesterday's proceedings was read.

The Convention proceeded to consider the Fourth Article reported by their committee, relating to the *Executive Department*, by sections, in the manner agreed upon yesterday.

Printed copies of the Second Report of the Committee were again distributed to the members.

The Committee made a Third Report to the Convention, containing the Fifth and Sixth Articles, relating to the *Judicial Department* and *The Qualifications of Electors*, which was read, and 600 copies ordered to be printed for the use of the members; one of which is hereto annexed.

The Convention again proceeded to consider by sections the Fourth Article reported by the Committee, relating to the *Executive Department*. Sundry amendments were offered and adopted. The only amendment affecting any material principle contained in the report, related to the power of *pardon- ing offences*, and *remitting fines and penalties*, and the words vesting that power in the Governor were expunged, on motion of Mr. Lanman.

On motion of Mr. Treadwell,

*Resolved:* That the consideration of the 1st section of the Second Article, relating to the *Distribution of Powers*, be made the order of the day for to-morrow.

And the Convention adjourned until to-morrow morning at 9 o'clock.

FRIDAY, SEPTEMBER 4th.

The Journal of yesterday's proceedings was read.

Printed copies of the Third Report of the Committee, relating to the *Judicial Department*, and to the *Qualifications of Electors*, were distributed to the members.

The Convention proceeded to the order of the day, being the consideration of the Second Article, relating to the *Distribution of Powers*, and after an amendment, merely correcting the phraseology, the Second Article was approved.

The Third Article, relating to the *Legislative Department*, was then read and considered by sections, and after an amendment, varying the style only, was approved.

On motion of Mr. Treadwell, to strike out the words "one stated session of the General Assembly to be holden in each year alternately at Hartford and New Haven, on the first Wednesday of May," and insert in lieu thereof the words: "two stated sessions of the General Assembly, to be holden in each year alternately at Hartford and New Haven, on the second Thursday of May and October," it was determined in the affirmative.

The question was then taken on the section as amended, and was determined in the affirmative by yeas and nays, which were as follows, viz:

*For the motion:*

Messrs. N. Terry,	Buell,	Gunn,
Hooker,	Whittlesey,	Thomas,
Everest,	Grannis,	Tolls,
R. Pitkin,	Mitchell,	Deming,
S. Pitkin,	Lusk,	Isham,
Jenks,	Fowler,	Abel,
Reed,	Rose,	Daboll,
H. Terry,	Riggs,	Williams,
Dixon,	Farnham,	Braman,
T. Pitkin,	Griffing,	Brockway,
Treadwell,	Todd,	Gallup,
A. Church,	Benedict,	C. Sanford,
Treat,	Bull,	Seeley,

Whiting,	McClellan,	W. Battell,
L. Sanford,	Childs,	Tallmadge,
Weed,	Hayden,	Baldwin,
Fairchild,	Mills,	Platt,
Burton,	Lambert,	Miller,
Bennett,	Swift,	Brainerd,
Sturges,	Burnham,	Huntington,
Perkins,	Hale,	Hungerford,
R. W. Williams,	North,	Elliot,
Payne,	Brace,	Lane,
Frost,	Hopkins,	Nott,
Fuller,	Austin,	Sill,
Griffin,	Marsh,	Alvord,
L. Warren,	A. Pettibone,	Root,
Hutchins,	J. Battell,	Edgerton,
Matthewson,	Butler,	B. Phelps,
Ingalls,	Swan,	Pease,
G. Larned,	Everett,	Crawford,
Nichols,	Hinsdale,	Talcott. — 96.

*Against the motion:*

Messrs. Sylvester Wells,	Turner,	A. Gregory,
Norton,	Lanman,	Webb,
Samuel Wells,	Fox,	Waldo,
Hubbard,	Hyde,	Byles,
Wilcox,	C. Smith,	Tilden,
Barker,	Wm. Randall, Jr.,	Babcock,
Elisha Phelps,	Palmer,	Freeman,
J. Pettibone,	Kimball,	Gurley,
Jones,	Wm. Randall,	Woodward,
Morse,	Avery,	Dunlap,
E. Marshall,	Hill,	Hall,
J. Phelps,	G. Tomlinson,	Keigwin,
N. Smith,	Starr,	Welch,
Hull,	Cook,	Burrall,
C. Shelton,	Lacey,	Douglas,
R. Pierpont,	Lockwood,	Pinney,
Clark,	T. S. Wells,	St. John,
D. Pierpont,	W. Shelton,	Merwin,
D. Tomlinson,	Barnum,	Williams,
Osborn,	Botsford,	Trowbridge,
Andrews,	Fairman,	D. Johnson,
Marks,	Eversley,	S. Church,
Miles,	King,	H. Marshall,
Adams,	Gilbert,	Bushnell,
Ives,	Graves,	Perry,
Manwaring,	Stevens,	Bacon,
A. Larned,	Edwards.	A. Wolcott,

Stow,	Young,	Paul,	
Sage,	Willey,	Sibley,	
Hurd,	Burrows,	Brigham,	
Lynian,	Peters,		96 nays.
Guernsey.	Hyde,		
Chapman,	N. Johnson,		

And the motion was carried, by the casting vote of the President, in the affirmative.

On motion of Mr. Fairchild, to strike out of the 3d section of the Third Article the words "The number of Representatives from each town shall be the same as at present allowed and practised," and to insert in lieu thereof the words: "Each town containing 4,000 persons, or more, shall be entitled to two Representatives, and each town containing a lesser number shall be entitled to one Representative, and no more; the population to be ascertained by the census of the United States which shall have been taken next preceding any election."

And it was determined in the negative.

A motion was then made by the same member, to amend the proposed amendment, by inserting 2,500 instead of 4,000, and was determined in the negative.

A further motion was made by the same member, to insert in the proposed amendment 2,000 instead of 2,500, and was determined in the negative.

The Committee made a Fourth Report to the Convention, containing the 7th, 8th, 9th, 10th and 11th Articles, relating to *Religion, Education, Impeachments, General Provisions, and Amendments to the Constitution*; which was read, and 600 copies ordered to be printed, one of which is annexed.

On motion of Mr. A. Wolcott, to amend the 3d section by striking out the last clause, which was in these words, "but the General Assembly may reduce the number, provided that there shall be always at least one Representative from each town." It was determined in the affirmative.



On the question to pass the 3d section as amended, it was determined in the affirmative: the question being, by order of the Convention, taken by yeas and nays, [which] were as follows:

*For the motion,*

Messrs. Hooker,	Williams,	Burnham,
R. Pitkin,	Braman,	Hale,
S. Pitkin,	C. Smith,	North,
Jenks,	W. Randall, jun.,	Brace,
Reed,	Palmer,	Hopkins,
T. Pitkin,	Kimball,	Austin,
Treadwell,	Gallup,	Marsh,
Wilcox,	Avery,	A. Pettibone,
Barker,	T. S. Wells,	J. Battell,
A. Church,	Botsford,	Butler,
Treat,	Whiting,	D. Johnson,
J. Pettibone,	Sanford,	S. Church,
Whittlesey,	King,	Swan,
Grannis,	Edwards,	Everett,
Mitchell,	Burton,	Hinsdale,
J. Phelps,	Bennett,	W. Battell,
N. Smith,	Waldo,	Platt,
Hull,	Perkins,	Miller,
Fowler,	Williams,	Stow,
Rose,	Payne,	Brainerd,
Riggs,	Frost,	Huntington,
Farnham,	Fuller,	Hungerford,
Griffing,	Griffin,	Elliott,
Todd,	L. Warren,	Lane,
R. Pierpont,	Hutchins,	Sill,
Benedict,	Dunlap,	Chapman,
Gunn,	Matthewson,	Alvord,
D. Tomlinson,	Ingalls,	Root,
Osborn,	G. Larned,	Edgerton,
Marks,	Nichols,	Peters,
Miles,	McClellan,	B. Phelps,
Thomas,	Hayden,	Pease,
Tolls,	Mills,	Hyde,
Manwaring,	Lambert,	N. Johnson,
A. Larned,	Douglas,	Hall,
Turner,	Pinney,	Talcott,
Lanman,	Swift,	Brigham.
Hyde,		112 yeas.

*Against the motion:*

Messrs. Sylvester Wells,	Hart,	H. Terry,
N. Terry,	Norton,	Dixon,

Sam'l Wells,	Cook,	Hall,
Buell,	Lacey,	Keigwin,
E. Phelps,	Sanford,	Childs,
Jones,	Lockwood,	Burrall,
Morse,	W. Shelton,	Merwin,
Lusk,	Seeley,	Williams,
Marshall,	Barnum,	Trowbridge,
Clark,	Fairman,	Tallmadge,
Pierpont,	Eversley,	Marshall,
Andrews,	Gilbert,	Bushnell,
Adams,	Graves,	Perry,
Fox,	Weed,	Bacon,
Deming,	Fairchild,	A. Wolcott,
Isham,	Gregory,	Sage,
Abel,	Sturges,	Lyman,
Daboll,	Webb,	Gurnsey,
M. Warren,	Byles,	Nott,
Brockway,	Tilden,	Young,
W. Randall,	Babcock,	Wiley,
Hill,	Freeman,	Burrows,
G. Tomlinson,	Gurley,	Crawford,
Starr,	Woodward,	Sibley.

72 nays.

On motion of Mr. Jenks, to insert a section in these words:

“ No clergyman or preacher of the gospel, of any denomination, shall be capable of holding any civil office in this State, or of being a member of either branch of the Legislature, while he continues in the exercise of the pastoral or clerical functions.”

*Ordered*, That it lie on the table.

And the Convention adjourned until to-morrow morning, at 9 o'clock.

#### SATURDAY, SEPTEMBER 5th.

The Journal of yesterday's proceedings was read and corrected.

Mr. A. Church made [a] motion to add a new clause to the 3d section of the Third Article, to exclude persons of certain professions from being eligible to a seat in either branch of the Legislature, or any office under the same; which was rejected, it being out of order, the said 3d section having passed.

Mr. Edwards moved to reconsider the vote, passed yester-

day, approving the 3d section of the Third Article; which was determined in the negative.

On motion of Mr. Butler, that the word "*Freeman*," in the 2d line of the Third Article, be stricken out, and the word "*Electors*" inserted in lieu thereof, and that wherever the word "*freemen*" occurs, the same alteration be made. — It was determined in the affirmative.

On motion of Mr. Pitkin, further to amend the 4th section of the Third Article, by striking out all the words after the word "*Electors*," in the 2d line. — It was determined in the affirmative.

It was moved by Mr. Treadwell, further to amend said section, by striking out all the words after "*consist of*," and inserting in lieu thereof other words, so that the whole section should be read thus:

"The Senate shall consist of the Governor and Lieutenant Governor, for the time being, and twelve senators, to be chosen annually by the electors as is hereinafter directed."

And the Convention adjourned until Monday next, at 2 o'clock, afternoon.

MONDAY, SEPTEMBER 7th.

The Journal of Saturday's proceedings was read.

The printed copies of the last Report of the General Committee were distributed to the members; one of which is hereto annexed.

The consideration of Mr. Treadwell's motion, to amend the 4th section of the Third Article, was resumed; the object of which amendment was, to place the Governor at the head of the Senate: — And, on the question being put, it was determined in the negative, by yeas and nays, as follows, viz: —

*For the motion,*

Messrs. Hooker,  
B. Hart,  
Everest,  
S. Pitkin,  
Reed,  
T. Pitkin,  
Treadwell,  
A. Church,

Treat,  
Buell,  
Grannis,  
Mitchell,  
Lusk,  
Fowler,  
Rose,  
Riggs,

Farnham,  
Griffing,  
Todd,  
Benedict,  
Bull,  
Gunn,  
Thomas,  
Tolls,

Deming,  
Whiting,  
L. Sanford,  
R. W. Williams,  
Payne,  
Frost,  
Ingalls,  
Hayden,  
Mills,  
Lambert,  
Hale,

Brace,  
Hopkins,  
Austin,  
Marsh,  
Swan,  
Everett,  
A. Hinsdale,  
Wm. Battell,  
Baldwin,  
Miller,  
Brainerd,

Huntington,  
Lane,  
Nott,  
Sill,  
Alvord,  
Root,  
Edgerton,  
B. Phelps,  
Pease,  
Talcott.

56 yeas.

*Against the motion:*

Messrs. Sylv'r Wells,  
Sam'l Hart,  
Norton,  
R. Pitkin,  
Jenks,  
H. Terry,  
Dixon,  
Sam'l Wells,  
Wilcox,  
Barker,  
Elisha Phelps,  
J. Pettibone, jun.,  
Jones,  
E. Marshall,  
Smith,  
H. Shelton,  
R. Pierpont,  
Clark,  
D. Pierpont,  
Osborn,  
Andrews,  
Marks,  
Miles,  
Adams,  
Ives,  
Manwaring,  
Larned,  
Lanman,  
Fox,  
Daboll,  
Wm. Williams,  
Braman,  
M. Warren,  
Brockway,  
Comstock,  
C. Smith,  
Palmer,  
Kimball,

Gallup,  
Avery,  
Hill,  
Starr,  
Cook,  
Lacey,  
Sanford,  
Lockwood,  
T. S. Wells,  
Wm. Shelton,  
Seeley,  
Barnum,  
Botsford,  
Fairman,  
M. Gregory,  
Eversley,  
King,  
Gilbert,  
Stevens,  
Weed,  
Edwards,  
Fairchild,  
Graves,  
Burton,  
A. Gregory,  
Sturges,  
Webb,  
Waldo,  
L. Warren,  
Hutchins,  
Tilden,  
Babcock,  
Freeman,  
Gurley,  
Woodward,  
Dunlap,  
Hall,  
Keigwin,

Welch,  
Burrall,  
Douglas,  
Pinney,  
Burnham,  
North,  
St. John,  
Merwin,  
J. Williams,  
A. Pettibone,  
J. Battell,  
Butler,  
Trowbridge,  
D. Johnson,  
S. Church,  
Marshall,  
Bushnell,  
Tallmadge,  
Platt,  
A. Wolcott,  
Stow,  
Sage,  
Hurd,  
Lyman,  
Guernsey,  
Hungerford,  
Elliot,  
Chapman,  
Young,  
Willey,  
Burrows,  
Peters,  
E. Hyde,  
Johnson,  
Crawford,  
Paul,  
Sibley,  
Brigham. 114 yeas.

On motion of Mr. M. Warren, to amend said 4th section, by striking out the words "*twelve members,*" and inserting in lieu thereof a provision that *twenty senators* be annually chosen *by districts*, and that the State be divided into *twenty districts* for that purpose: A division of the amendment being ordered, the question was taken on that part of the amendment providing that the Senate consist of *twenty Senators*, and determined in the negative by yeas and nays, as follows, to wit:—

*For the Amendment,*

Messrs. Sylv'r Wells,	Larned,	Webb,
Sam'l Hart,	Lanman,	Freeman,
Norton,	Fox,	Woodward,
R. Pitkin,	Daboll,	Welch,
Jenks,	Wm. Williams,	Merwin,
H. Terry,	M. Warren,	Williams,
Dixon,	Brockway,	Butler,
Sam'l Wells,	C. Smith,	A. Wolcott,
Wilcox,	Palmer,	Stow,
Barker,	Kimball,	Sage,
J. Pettibone,	Avery,	Hurd,
E. Marshall,	Cook,	Chapman,
D. Pierpont,	C. Sanford,	Willey,
Andrews,	Stevens,	Burrows,
Marks,	Edwards,	Peters,
Manwaring,	Fairchild,	Crawford.

48 yeas.

*Against the motion,*

Messrs. Hooker,	Riggs,	Hill,
B. Hart,	Farnham,	Starr,
S. Pitkin,	Griffing,	T. S. Wells,
Reed,	R. Pierpont,	Wm. Shelton,
T. Pitkin,	Clark,	Barnum,
Treadwell,	Benedict,	Botsford,
A. Church,	Osborn,	Fairman,
Treat,	Miles,	M. Gregory,
Buell,	Adams,	Eversley,
Elisha Phelps,	Thomas,	Whiting,
Grannis,	Tolls,	Sanford,
Mitchell,	Ives,	J. King,
Lusk,	Deming,	Gilbert,
Fowler,	Isham,	Weed,
Rose,	Braman,	Graves,
Hull,	Comstock,	Burton,
Shelton,	Gallup,	A. Gregory,

Bennett,	Burnham,	Brainerd,
Sturges,	Hale,	Huntington.
Waldo,	North,	Lyman,
R. W. Williams.	Brace,	Guernsey,
Payne,	Hopkins,	Hungerford.
L. Warren,	St. John,	Elliot,
Hutchins,	Austin,	Lane,
Tilden,	Marsh,	Nott,
Babcock,	A. Pettibone,	Sill,
Gurley,	J. Battell,	Young,
Dunlap,	Trowbridge,	Alvord,
Ingalls,	D. Johnson,	Root,
Hall,	S. Church,	Edgerton,
Larned,	Swan,	B. Phelps,
Nichols,	Everett,	Pease,
Keigwin,	A. Hinsdale,	E. Hyde,
Hayden,	W. Battell,	N. Johnson.
Mills,	H. Marshall,	Paul,
Lambert,	Bushnell,	Talcott,
Burrall,	Tallmadge,	Sibley,
Douglas,	Baldwin,	Brigham.
Pinney,	J. Miller,	✱ 116 nays.

The next question before the Convention was, on the other branch of the proposed amendment, to wit: Whether the Senators should be chosen by Districts. But, before any decision thereon, the Convention adjourned until to-morrow morning at 8 o'clock.

#### TUESDAY, SEPTEMBER 8th.

The Journal of yesterday's proceedings was read.

Mr. M. Warren obtained leave to withdraw his motion for amendment, last under consideration.

The Convention then resumed the consideration of the 4th section of the Third Article, relating to the *number and manner of choosing* Senators, and,

On motion of Mr. Edwards, to strike out the word "*twelve*" and insert in lieu thereof the word "*sixteen*," and,

On motion of Mr. Fairchild, to insert the number *fourteen* instead of *twelve*,

Both motions were successively determined in the negative.

The question was then taken on the passage of the 4th section as amended, being in these words:

“The Senate shall consist of twelve members, to be chosen annually by the electors.”

And was determined in the affirmative.

The Convention proceeded to consider the 5th and the 6th sections of the Third Article, which were read, and on motion of Mr. Treadwell to amend the same, by striking out both sections, and to insert in lieu thereof several sections, making provision for the meeting of the electors in September, annually, for the purpose of choosing Representatives to the General Assembly and placing twenty men from the body of electors in nomination for Senators, out of which number or nomination the electors should, in the month of May next succeeding, annually, elect twelve Senators:

A division of the amendment was ordered, and the question taken on the first part, providing “that the electors meet in the month of September, annually, and elect their Representatives, &c.,” by yeas and nays, as follows:—

*For the motion,*

Messrs. N. Terry,	Deming,	Austin,
Hooker,	Isham,	Marsh,
B. Hart,	Abel,	A. Pettibone,
S. Pitkin,	Braman,	J. Battell,
Reed,	Whiting,	C. Butler,
H. Terry,	L. Sanford,	Swan,
T. Pitkin,	Burton,	Everett,
Treadwell,	Bennett,	A. Hinsdale,
A. Church,	R. W. Williams,	W. Battell,
Treat,	Payne,	Tallmadge,
Buell,	Frost,	Baldwin,
Whittlesey,	Fuller,	Platt,
Grannis,	Matthewson,	Miller,
Mitchell,	Ingalls,	Brainerd,
Lusk,	Larned,	Huntington,
Fowler,	Nichols,	Hungerford,
Rose,	McClellan,	Elliot,
Riggs,	Childs,	Lane,
Farnham,	Hayden,	Nott,
Griffing,	Mills,	Sill,
Todd,	Lambert,	Alvord,
Benedict,	Swift,	Root,
Bull,	Burnham,	Edgerton,
Gunn,	Hale,	Willey,
Osborn,	North,	B. Phelps,
Thomas,	Brace,	Talcott.
Tolls,	Hopkins,	

80 yeas.

*Against the motion:*

Messrs. Sylv'r Wells,	Wm. Randall, jun.,	Braman,
Sam'l Hart,	Palmer,	Gurley,
Norton,	Kimball,	Woodward,
R. Pitkin,	Wm. Randall,	Dunlap,
Dixon,	Gallup,	Hall,
Sam'l Wells,	Avery,	Keigwin,
Hubbard,	Hill,	Welch,
Wilcox,	Tomlinson,	Burrall,
Barker,	Starr,	Douglas,
Elisha Phelps,	Cook,	Pinney,
J. Pettibone, jun.,	Lacey,	A. Phelps,
Jones,	C. Sanford,	St. John,
Marshall,	Lockwood,	Merwin,
Josiah Phelps,	Wm. Shelton,	Williams,
N. Smith,	Seeley,	Trowbridge,
Hull,	Barnum,	D. Johnson,
Shelton,	Botsford,	S. Church,
R. Pierpont,	Fairman,	Marshall,
D. Pierpont,	M. Gregory,	Bushnell,
Andrews,	Eversley,	Wolcott,
Marks,	King,	Stow,
Miles,	Gilbert,	Sage,
Adams,	Stevens,	Hurd,
Ives,	Weed,	Lyman,
Manwaring,	Edwards,	Guernsey,
Larned,	Fairchild,	Chapman,
Lanman,	Graves,	Young,
Fox,	A. Gregory,	Burrows,
J. Hyde,	Sturges,	Peters,
Daboll,	Webb,	E. Hyde,
Wm. Williams,	Waldo,	N. Johnson,
M. Warren,	L. Warren,	Paul,
Brockway,	Hutchins,	Sibley,
Comstock,	Tilden,	Brigham.
C. Smith,	Babcock,	

104 nays.

And so the motion was lost.

The Third Article was read through with the amendments, which provided for *two stated sessions* (instead of *one stated session*, as reported by the committee,) and changing the time to the second Thursday, and so forth.

On motion of Mr. Edwards, for the reconsideration of the vote amending the 2d section, varying it so as to provide for *two stated sessions* of the General Assembly annually, instead



of one stated annual session, as reported by the committee: It was determined in the affirmative. The amendment was then stricken out, and the section passed as originally reported.

On motion of Mr. Fairchild, further to amend the 4th section, by adding a clause, so that the whole section should be read thus:

“The Senate shall consist of twelve Senators; provided that the General Assembly shall, within two years after the taking of the next census, increase the number of Senators, not exceeding twenty-one, and shall also, within said time, divide the State into such number of senatorial districts, not less than seven, as they may think proper; in each of which districts there shall thereafter be chosen by the electors thereof, such number of Senators as shall be allotted to such district, in a manner to be by law directed.”

It was determined in the negative, by yeas and nays, as follows:—

*For the motion:*

Messrs. Sylv'r Wells,	Lanman,	Fairchild,
Sam'l Hart,	Daboll,	Webb,
Norton,	M. Warren,	Waldo,
R. Pitkin,	Brockway,	Hutchins,
Sam'l Wells,	Wm. Randall, jun.,	Tilden,
Hubbard,	Palmer,	Freeman,
Wilcox,	Kimball,	Gurley,
Barker,	Wm. Randall,	Woodward,
J. Pettibone, jun.,	Avery,	Welch,
Marshall,	G. Tomlinson,	Stow,
C. Shelton,	Cook,	Sage,
R. Pierpont,	Sanford,	Chapman,
D. Pierpont,	T. S. Wells,	Young,
Marks,	Wm. Shelton,	Burrows,
Manwaring,	Stevens,	Peters.—45 yeas.

*Against the motion:*

Messrs. Hooker,	A. Church,	Lusk,
S. Pitkin,	Treat,	N. Smith,
Jenks,	Buell,	Fowler,
Reed,	Whittlesey,	Rose,
H. Terry,	Grannis,	Hull,
Dixon,	Jones,	Riggs,
T. Pitkin,	Morse,	Farnham,
Treadwell,	Mitchell,	Griffing,

Todd,	A. Gregory,	J. Battell,
Benedict,	Bennett,	Butler,
Bull,	Sturges,	Trowbridge,
Gunn,	R. W. Williams,	D. Johnson,
Osborn,	Payne,	S. Church,
Miles,	Frost,	Swan,
Adams,	Fuller,	Everett,
Thomas,	Griffin,	Hinsdale,
Tolls,	L. Warren,	W. Battell,
Ives,	Babcock,	Marshall,
Larned,	Dunlap,	Bushnell,
Fox,	Matthewson,	Tallmadge,
Denning,	Ingalls,	Baldwin,
Isham,	Hall,	Platt,
J. Hyde,	Larned,	Miller,
Abel,	Nichols,	A. Wolcott,
Wm. Williams,	Keigwin,	Brainerd,
Braman,	McClellan,	Huntington,
Comstock,	Childs,	Hurd,
C. Smith,	Hayden,	Lyman,
Gallup,	Mills,	Hungerford,
Hill,	Lambert,	Elliot,
Starr,	Burrall,	Lane,
Lacey,	Douglas,	Nott,
Seeley,	Pinney,	Sill,
Barnum,	A. Phelps,	Alvord,
Botsford,	Swift,	Root,
Fairman,	Burnham,	Edgerton,
M. Gregory,	Hale,	B. Phelps,
Eversley,	North,	Ephraim Hyde,
Whiting,	Brace,	N. Johnson,
Sanford,	Hopkins,	Crawford,
King,	St. John,	Paul,
Gilbert,	Austin,	Talcott,
Weed,	Marsh,	Sibley,
Edwards,	Merwin,	Brigham.
Graves,	Williams,	
Burton,	A. Pettibone,	136 nays.

On motion of Mr. Mitchell, the 11th line of the 11th section was amended, so that, instead of the words "*The doors of each house shall be open,*" it should stand thus: "*The debates of each house shall be public.*"

The Convention after approving the 1st, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th and 11th sections of the Third Article, as amended, and restoring the 2d section as it was reported, proceeded to the consideration of the Fourth Article, relating

to the *Executive Department*. The other amendments only changed the phrasology, and are not, therefore, noted on the journal.

The 1st section was read and approved as before amended.

The 2d section was read, and various amendments proposed; and while under consideration, the Convention adjourned until to-morrow morning at 8 o'clock.

WEDNESDAY, SEPTEMBER 9th.

The Journal of yesterday's proceedings was read and corrected.

The Convention resumed the consideration of the 2d section of the Fourth Article.

On motion of Mr. Lanman, the whole section was stricken out, and the following substitute adopted, viz:

"SEC. 2d. At the meetings of the electors in the respective towns in the month of April, in each year, immediately after the election of Senators, the presiding officers shall call upon the electors to present ballots for him whom they would elect to be Governor, with his name fairly written. When such ballots shall have been received, and counted in the presence of the electors, duplicate lists of the persons voted for, and of the number of votes given for each, shall be made and certified by the presiding officer, one of which lists shall be deposited in the office of the town clerk within three days, and the other, within ten days after said election, shall be transmitted to the Secretary, or to the sheriff of the county in which such election shall have been held. The sheriff receiving said votes shall deliver or cause them to be delivered, to the Secretary within fifteen days next after said election. The votes so returned shall be counted by the Treasurer, Secretary and Comptroller, within the month of April. A fair list of the persons and numbers of votes given for each, together with the returns of the presiding officers, shall be by the Treasurer, Secretary and Comptroller, made and laid before the General Assembly then next to be holden, on the first day of the session thereof; and said Assembly shall, after examination of the same, declare the person who has a majority of the votes

returned as aforesaid, to be legally chosen, and give him notice accordingly. If no person shall have a majority of the whole number of said votes, or if two or more persons shall have an equal and the greatest number of said votes, then said Assembly, on the second day of their session, by joint ballot of both Houses, shall proceed, without debate, to choose a Governor from a list of the names of the two persons having the greatest number of votes, or of the names of the persons having an equal and highest number of votes so returned as aforesaid. The General Assembly shall by law prescribe the manner in which all questions concerning the election of a Governor or Lieutenant Governor shall be determined."

The 3d section was read and approved.

On motion of Mr. Gallup, the 4th section was amended by inserting the words "*Senators and Representatives*" after the words "*Lieutenant Governor*," in the 2d line.

The 5th and 6th sections were read, and approved as reported.

The 7th section was read and approved as amended, the words "*of the General Assembly*" having been inserted in the 2d line, after the word "*Houses*."

The 8th and 9th sections were read and approved.

On motion of N. Terry, the 10th section was stricken out, and the following words inserted as a substitute, viz:

"The Governor shall have power to grant reprieves after conviction, in all cases, except those of impeachment, until the end of the next session of the General Assembly, and no longer."

The 11th section was read and approved, as reported.

On motion of Mr. Swan, the 12th section was amended by striking out the first clause and substituting these words: "*A Secretary shall be chosen next after the Treasurer, and in the same manner*." — And, on motion of Mr. S. Church, this section was further amended by inserting next after the above amendment these words: "*and the votes for the Secretary shall be returned to, and counted, canvassed and declared by the Treasurer and Comptroller*," — and was approved as amended.

The 13th section was read as before amended, and, on motion of Mr. Baldwin, was further amended by inserting the words "*and transmit it to the Secretary,*" in the 4th line: so that the whole section, as amended, stands thus:

"Every bill which shall have passed both Houses of the General Assembly shall be presented to the Governor. If he approves, he shall sign, and transmit it to the Secretary, but if not, he shall return it to the House in which it originated, with his objections, which shall be entered on the Journals of the House, who shall proceed to reconsider the bill. If, after such reconsideration, that House shall again pass it, it shall be sent, with the objections, to the other House, which shall also reconsider it. If approved, it shall become a law. But in such cases, the votes of both Houses shall be determined by yeas and nays; and the names of the members voting for and against the bill shall be entered on the Journals of each House, respectively. If the bill shall not be returned by the Governor within three days, Sundays excepted, after it shall have been presented to him, the same shall be a law in like manner as if he had signed it; unless the General Assembly, by their adjournment, prevent its return, in which case it shall not be a law."

The question on the section as amended was taken by yeas and nays. Approved by 127 yeas to 52 nays.

*Those who voted in the affirmative were:*

Messrs. Sylv'r Wells,	E. Marshall,	Thomas,
N. Terry,	J. Phelps,	Ives,
S. Hart,	N. Smith,	Manwaring,
Norton,	Hull,	A. Larned,
R. Pitkin,	C. Shelton,	Fox,
Jenks,	Todd,	Daboll,
Dixon,	R. Pierpont,	W. Williams,
Samuel Wells,	Clark,	Braman,
Wilcox,	Benedict,	M. Warren,
Barker,	Gunn,	Brockway,
Buell,	D. Piernont,	Comstock,
E. Phelps,	D. Tomlinson,	C. Smith,
J. Pettibone,	Osborn,	W. Randall, jun.,
Whittlesey,	Marks,	Palmer,
Jones,	Miles,	Kimball,
Mitchell,	Adams,	W. Randall.

Gallup,	Payne,	D. Johnson,
Avery,	Fuller,	S. Church,
Hill,	L. Warren,	Everett,
G. Tomlinson,	Hutchins,	H. Marshall,
Starr,	Tilden,	Bushnell,
Cook,	Babcock,	Baldwin,
Lacey,	Freeman,	Miller,
Lockwood,	Gurley,	A. Wolcott,
T. S. Wells,	Woodward,	Stow,
W. Shelton,	Matthewson,	Sage,
Seeley,	Hall,	Hurd,
Barnum,	G. Larned,	Lyman,
Botsford,	Keigwin,	Hungerford,
Fairman,	McClellan,	Chapman,
Eversley,	Welch,	Young,
J. King,	Mills,	Edgerton,
Gilbert,	Lambert,	Willey,
Stevens,	Burrall,	Burrows,
Weed,	Douglas,	Peters,
Fairchild,	North,	E. Hyde,
Graves,	Hopkins,	N. Johnson,
Burton,	St. John,	Crawford,
A. Gregory,	Merwin,	Paul,
Bennett,	J. Williams,	Sibley,
Sturges,	A. Pettibone,	Brigham,
Webb,	J. Battell,	
Waldo,	Trowbridge,	

127 yeas.

*Those who voted in the negative were:*

Messrs. Hooker,	Lanman,	Marsh,
S. Pitkin,	Deming,	Butler,
Reed,	Isham,	Swan,
H. Terry,	J. Hyde,	A. Hinsdale,
T. Pitkin,	Abel,	W. Battell,
Treadwell,	Whiting,	Tallmadge,
A. Church,	L. Sanford,	Platt,
Treat,	R. W. Williams,	Brainerd,
Grannis,	Frost,	Huntington,
Lusk,	Griffin,	Elliot,
Fowler,	Ingalls,	Lane,
Rose,	Nichols,	Sill,
Riggs,	Childs,	Alvord,
Farnham,	Hayden,	Root,
Griffing,	Swift,	B. Phelps,
Bull,	Burnham,	Talcott,
Andrews,	Brace,	
Tolls,	Austin,	

52 nays.

The 14th, 15th, 16th, 17th, 18th, and 19th sections were read, and, after verbal amendments, approved.

The 20th section was read and amended, on motion of Mr. G. Tomlinson, so as to stand thus:

“ A Sheriff shall be appointed in each county, by the General Assembly, who shall hold his office for three years, removable by said Assembly; and in case the sheriff of any county shall die or resign, the Governor may fill the vacancy occasioned thereby, until the same shall be filled by the General Assembly.”

And was approved as amended.

The 21st section was read and approved.

The Convention then proceeded to the consideration of the Fifth Article reported by the committee, relating to the *Judicial Department*.

The 1st and 2d sections were read and approved.

Mr. A. Wolcott made a motion to amend the 3d section, by striking out all the words after the words “ *General Assembly*,” in the 4th line, except the last clause of the section: but before any decision thereon,

The Convention adjourned until eight o'clock to-morrow morning.

#### THURSDAY, SEPTEMBER 10th.

The Journal of yesterday's proceedings was read.

The Convention resumed the consideration of the motion of Mr. A. Wolcott, relating to the tenure of the offices of the Judges of the Supreme Court and of the Superior Court; and on the question being taken by yeas and nays, it was determined in the negative, as follows, viz:—

#### *For the amendment:*

Messrs. Sylv'r Wells,	Hubbard,	Josiah Phelps,
S. Hart,	Wilcox,	Clark,
Norton,	Barker,	Manwaring,
Everest,	J. Pettibone, jun.,	Lanman,
R. Pitkin,	Jones,	Fox,
Sam'l Wells,	E. Marshall,	Hyde,

Daboll,  
Wm. Williams,  
Braman,  
Comstock,  
C. Smith,  
Wm. Randall, jun.,  
Palmer,  
Kimball,  
Wm. Randall,  
Gallup,  
Avery,  
Lockwood,  
T. S. Wells,  
Seeley,  
Barnum,  
Fairchild,  
Burton,

A. Gregory,  
Bennett,  
Webb,  
Waldo,  
L. Warren,  
Hutchins,  
Tilden,  
Babcock,  
Freeman,  
Gurley,  
Woodward,  
Dunlap,  
Hall,  
Keigwin,  
Welch,  
Pinney,  
Arah Phelps,

J. Williams,  
A. Wolcott,  
Stow,  
Sage,  
Hurd,  
Lyman,  
Chapman,  
Young,  
Edgerton,  
J. S. Peters,  
Hyde,  
N. Johnson,  
Crawford,  
Paul,  
Sibley,  
Brigham. 68 years.

*Against the motion:*

Messrs. Terry,  
Hooker,  
B. Hart,  
S. Pitkin,  
Jenks,  
Reed,  
H. Terry,  
Dixon,  
T. Pitkin,  
Treadwell,  
A. Church,  
Treat,  
Buell,  
Grannis,  
Mitchell,  
Lusk,  
N. Smith,  
Fowler,  
Rose,  
Hull,  
Shelton,  
Riggs,  
Farnham,  
Todd,  
R. Pierpont,  
Benedict,  
Bull,  
Gunn,  
D. Pierpont,  
D. Tomlinson,

Osborn,  
Andrews,  
Miles,  
Adams,  
Thomas,  
Tolls,  
Ives,  
Larned,  
Deming,  
Isham,  
Abel,  
Brockway,  
Hill,  
Tomlinson,  
Starr,  
Cook,  
Lacey,  
C. Sanford,  
Wm. Shelton,  
Botsford,  
Fairman,  
M. Gregory,  
Eversley,  
Whiting,  
L. Sanford,  
King,  
Stevens,  
Weed,  
Edwards,  
Graves,

Sturges,  
R. W. Williams,  
Payne,  
Frost,  
Fuller,  
Griffin,  
Matthewson,  
Ingalls,  
G. Larned,  
Nichols,  
McClellan,  
Childs,  
O. Wolcott,  
Hayden,  
Mills,  
Lambert,  
Burrall,  
Douglas,  
Swift,  
Burnham,  
Hale,  
North,  
Brace,  
Hopkins,  
St. John,  
Austin,  
Marsh,  
Merwin,  
A. Pettibone,  
J. Battell,



Butler,  
Trowbridge,  
D. Johnson,  
S. Church,  
Swan,  
Everett,  
Hinsdale,  
Wm. Battell,  
Marshall,

Bushnell,  
Tallmadge,  
Baldwin,  
Platt,  
Miller,  
Brainerd,  
Huntington,  
Hungerford,  
Elliott,

Lane,  
Nott,  
Sill,  
Alvord,  
Root,  
Willey,  
B. Phelps,  
Pease,  
Talcott.

117 nays.

On motion of Mr. M. Warren, to amend the 3d section of the Fifth Article, by striking out the words "*good behavior*," and inserting in lieu thereof the words "*five years*," it was determined in the negative.

On motion of Mr. Lanman, to strike out the same words, and to insert in lieu thereof the words "*three years*," it was determined in the negative by yeas and nays. Yeas 88. Nays 98.

*Those who voted in the affirmative were:*

Messrs. Norton,  
R. Pitkin,  
S. Pitkin,  
Sam'l Wells,  
Hubbard,  
Wilcox,  
Barker,  
J. Pettibone, jun.,  
Jones,  
Mitchell,  
E. Marshall,  
J. Phelps,  
Hull,  
C. Shelton,  
R. Pierpont,  
Clark,  
D. Pierpont,  
Marks,  
Manwaring,  
Lanman,  
Fox,  
J. Hyde,  
Daboll,  
W. Williams,  
M. Warren,

Brockway,  
Comstock,  
C. Smith,  
W. Randall, jun.,  
Palmer,  
Kimball,  
W. Randall,  
Gallup,  
Avery,  
Cook,  
Lacey,  
Sanford,  
Lockwood,  
T. S. Wells,  
W. Shelton,  
Seeley,  
Barnum,  
Botsford,  
M. Gregory,  
Eversley,  
Gilbert,  
Stevens,  
Weed,  
Fairchild,  
Graves,

Burton,  
A. Gregory,  
Webb,  
Waldo,  
Griffin,  
L. Warren,  
Hutchins,  
Tilden,  
Babcock,  
Freeman,  
Gurley,  
Dunlap,  
Hall,  
Keigwin,  
Welch,  
Pinney,  
A. Phelps,  
J. Williams,  
Trowbridge,  
Bushnell,  
Tallmadge,  
Stow,  
Sage,  
Hurd,  
Lyman,

Guernsey,	Burrows,	Paul,
Chapman.	Peters,	Sibley,
Young.	E. Hyde,	Brigham.
Root,	N. Johnson,	
Edgerton.	Crawford,	. 88 yeas.

*Those who voted in the negative were:*

Messrs. Sylv'r Wells,	Deming,	Hale,
N. Terry,	Isham.	North,
S. Hart,	Abel,	Brace,
Hooker,	Braman,	Hopkins,
Everest,	Hill,	St. John,
Jenks,	G. Tomlinson,	Austin,
Reed,	Starr,	Marsh,
H. Terry.	Fairman,	Merwin,
Dixon,	Whiting,	A. Pettibone,
T. Pitkin.	L. Sanford,	J. Battell,
Treadwell,	J. King,	Butler,
A. Church,	Edwards,	S. Church,
Treat,	Bennett,	Swan,
Buell,	Sturges,	Everett,
Grannis.	R. W. Williams,	A. Hinsdale,
Lusk,	Payne,	W. Battell,
N. Smith,	Frost,	H. Marshall,
Fowler,	Fuller,	Baldwin,
Rose,	Woodward,	Platt,
Riggs,	Matthewson,	Miller,
Farnham,	Ingalls,	A. Wolcott,
Todd,	G. Larned,	Brainerd,
Benedict,	Nichols,	Huntington,
Bull,	McClellan,	Hungerford,
Gunn,	Childs,	Elliot,
D. Tomlinson,	O. Wolcott,	Lane,
Osborn,	Hayden,	Nott,
Andrews,	Mills,	Sill,
Miles,	Lambert,	Alvord,
Adams,	Burrall,	Willey,
Thomas,	Douglas.	B. Phelps,
Tolls,	Swift,	Pease,
A. Larned.	Burnham,	Talcott.

[The names count 99.]

On motion of Mr. Stevens, to insert the words "*the pleasure of the General Assembly,*" instead of "*good behavior,*" it was determined in the negative by yeas and nays. — 76 yeas, 105 nays.

*Those who voted in the affirmative were:*

Messrs. Sylv'r Wells,	Palmer,	Babcock,
S. Hart,	Kimball,	Freeman,
Norton,	W. Randall,	Gurley,
R. Pitkin,	Gallup,	Woodward,
Sam'l Wells,	Avery,	Dunlap,
Hubbard,	Hill,	Hall,
Wilcox,	Lacey,	Keigwin,
Barker,	C. Sanford,	Welch,
J. Pettibone,	Lockwood,	Trowbridge,
Jones,	T. S. Wells,	A. Wolcott,
E. Marshall,	W. Shelton,	Stow,
J. Phelps,	Seeley,	Sage.
C. Shelton,	Barnum,	Hurd,
R. Pierpont,	M. Gregory,	Lyman,
Marks,	Eversley,	Guernsey,
Manwaring,	Gilbert,	Chapman,
Lanman,	Stevens,	Young,
Fox,	Weed,	Root,
J. Hyde,	Fairchild,	Burrows,
Daboll,	Graves,	Peters,
W. Williams,	Burton,	E. Hyde,
Braman,	A. Gregory,	N. Johnson,
M. Warren,	Webb,	Crawford,
Brockway,	Waldo,	Paul,
Comstock,	L. Warren,	Sibley,
C. Smith,	Hutchins,	Brigham.
W. Randall, jun.,	Tilden,	

[The names count 80.]

*Those who voted in the negative were:*

Messrs. N. Terry,	Fowler,	Tolls,
Hooker,	Rose,	Ives,
Everest,	Hull,	A. Larned,
S. Pitkin,	Riggs,	Deming,
Jenks,	Farnham,	Isham,
Reed,	Todd,	Abel,
H. Terry,	Clark,	G. Tomlinson,
Dixon,	Benedict,	Starr,
T. Pitkin,	Bull,	Cook,
Treadwell,	Gunn,	Botsford,
A. Church,	D. Pierpont,	Fairman,
Treat,	D. Tomlinson,	Whiting,
Buell,	Osborn,	L. Sanford,
Grannis,	Andrews,	J. King,
Mitchell,	Miles,	Edwards,
Lusk,	Adams,	Bennett,
N. Smith,	Thomas,	Sturges,

R. W. Williams,	Burnham.	Bushnell,
Payne,	Hale,	Tallmadge,
Frost,	North,	Baldwin,
Fuller,	Brace,	Platt,
Griffin,	Hopkins,	Miller,
Matthewson,	St. John,	Brainerd,
Ingalls,	Austin,	Huntington,
G. Larned,	Marsh,	Hungerford,
Nichols,	Merwin,	Elliott,
McClellan,	A. Pettibone,	Lane,
Childs,	J. Battell,	Nott,
O. Wolcott,	Butler,	Sill,
Hayden,	S. Church,	Alvord,
Mills,	Swan,	Edgerton,
Lambert,	Everett,	Willev,
Burrall,	A. Hinsdale,	B. Phelps,
Douglas,	W. Battell,	Pease,
Swift,	H. Marshall,	Talcott.

105 nays.

On motion of Mr. Burrows, to erase the 10th line, containing these words, "*Two thirds of the members of each House,*" it was determined in the negative.

The question was then taken on the whole section, which was approved as reported, by yeas and nays. — 117 yeas, — 77 nays.

*Those who voted in the affirmative were:*

Messrs. N. Terry,	Fowler,	Tolls,
Hooker,	Rose,	Ives,
B. Hart,	Hull,	A. Larned,
Everest,	C. Shelton,	Deming,
S. Pitkin,	Riggs,	Isham,
Jenks,	Farnham,	Abel,
Reed,	Todd,	Hill,
H. Terry,	R. Pierpont,	G. Tomlinson,
Dixon,	Benedict,	Starr,
T. Pitkin,	Bull,	W. Shelton,
Treadwell,	Gunn,	Fairman,
A. Church,	D. Pierpont,	M. Gregory,
Treat,	D. Tomlinson,	Whiting,
Buell,	Osborn,	L. Sanford,
Whittlesey,	Andrews,	J. King,
Grannis,	Marks,	Edwards,
Mitchell,	Miles,	Bennett,
Lusk,	Adams,	Sturges,
N. Smith,	Thomas,	R. W. Williams,

Payne,	North,	Baldwin,
Frost,	Brace,	Platt,
Fuller,	Hopkins,	Miller,
Griffin,	St. John,	Brainerd,
Matthewson,	Austin,	Huntington,
Ingalls,	Marsh,	Sage,
G. Larned,	A. Pettibone,	Hungerford,
Nichols,	J. Battell,	Elliott,
McClellan,	Butler,	Lane,
Childs,	D. Johnson,	Nott,
O. Wolcott,	S. Church,	Sill,
Hayden,	Swan,	Alvord,
Mills,	Everett,	Root,
Lambert,	A. Hinsdale,	Edgerton,
Douglas,	Wm. Battell,	Willey,
Swift,	H. Marshall,	B. Phelps,
Burnham,	Bushnell,	Pease,
Hale,	Tallmadge,	Talcott.

[The names count III.]

*Those who voted in the negative were:*

Messrs. Sylv'r Wells,	Kimball,	Gurley,
S. Hart,	W. Randall,	Woodward,
Norton,	Gallup,	Dunlap,
R. Pitkin,	Avery,	Hall,
Sam'l Wells,	Lacey,	Keigwin,
Hubbard,	C. Sanford,	Welch,
Wilcox,	Lockwood,	Pinney,
Barker,	T. S. Wells,	A. Phelps,
J. Pettibone, jun.,	Seeley,	Merwin,
Jones,	Barnum,	J. Williams,
E. Marshall,	Botsford,	Trowbridge,
J. Phelps,	Eversley,	Perry,
Clark,	Gilbert,	A. Wolcott,
Manwaring,	Stevens,	Stow,
Lanman,	Weed,	Hurd,
Fox,	Fairchild,	Lyman,
J. Hyde,	Graves,	Guernsey,
Daboll,	Burton,	Chapman,
W. Williams,	A. Gregory,	Young,
Braman,	Webb,	Burrows,
M. Warren,	Waldo,	Peters,
Brockway,	L. Warren,	N. Johnson,
Comstock,	Hutchins,	Crawford,
C. Smith,	Tilden,	Paul,
W. Randall, jun.,	Babcock,	Sibley,
Palmer,	Freeman,	Brigham.

[The names count 78.]

The Sixth Article was read, relating to the *Qualifications of Electors*.

The 1st section was, on motion of Mr. Treadwell, amended by erasing the words "*and remain,*" in the last line.

The 2d section was amended, on motion of Mr. N. Terry, by inserting the words "*gained a settlement in this State,*" after the word "*have,*" in the 2d line; and was further amended by inserting the words "*in this State,*" next after "*dollars,*" in the 8th line.

On motion of Mr. Treadwell, to strike out the clause beginning at the 8th and ending in the 14th line, relating to military duty as a qualification of an elector, it was determined by yeas and nays in the negative. Yeas, 67. Nays, 113.

*Those who voted in the affirmative were:*

Messrs. N. Terry,	Tolls,	Butler,
Hooker,	Deming,	Swan,
B. Hart,	Isham,	Everett,
Everest,	Abel,	A. Hinsdale,
S. Pitkin,	Whiting,	W. Battell,
Jenks,	L. Sanford,	Tallmadge,
Reed,	R. W. Williams,	Baldwin,
H. Terry,	Payne,	Miller,
Dixon,	Frost,	Brainerd,
T. Pitkin,	Griffin,	Huntington,
Treadwell,	Matthewson,	Hungerford,
A. Church,	Ingalls,	Elliott,
Treat,	McClellan,	Lane,
Buell,	Childs,	Nott,
Whittlesey,	Hayden,	Sill,
Mitchell,	Swift,	Alvord,
Lusk,	Hale,	Root,
Fowler,	North,	Edgerton,
Rose,	Brace,	B. Phelps,
Riggs,	Hopkins,	Pease,
Benedict,	Marsh,	Talcott.—67 yeas.
Bull,	A. Pettibone,	
Thomas,	J. Battell,	

*Those who voted in the negative were:*

Messrs. Sylv'r Wells,	Sam'l Wells,	E. Phelps,
Sam'l Hart,	Hubbard,	J. Pettibone,
Norton,	Wilcox,	Jones,
R. Pitkin,	Barker,	E. Marshall,

Josiah Phelps,	Lacey,	O. Wolcott,
N. Smith,	C. Sanford,	Welch,
Hull,	Lockwood,	Burrall,
C. Shelton,	T. S. Wells,	Douglass,
R. Pierpont,	W. Shelton,	A. Phelps,
Clark,	Seeley,	Burnham,
Gunn,	Barnum,	St. John,
D. Pierpont,	Botsford,	Austin,
D. Tomlinson,	Fairman,	Merwin,
Marks,	N. Gregory,	J. Williams,
Miles,	Eversley,	Trowbridge,
Adams,	J. King,	D. Johnson,
Manwaring,	Gilbert,	S. Church,
A. Larned,	Stevens,	H. Marshall,
Lanman,	Weed,	Bushnell,
Fox,	Edwards,	Platt,
J. Hyde,	Fairchild,	Perry,
Daboll,	Graves,	Stow,
Wm. Williams,	A. Gregory,	Sage,
Braman,	Sturges,	Hurd,
W. Warren,	Webb,	Lyman,
Brockway,	Waldo,	Guernsey,
Comstock,	L. Warren,	Chapman,
C. Smith,	Hutchins,	Young,
W. Randall, jun.,	Tilden,	Willey,
Palmer,	Babcock,	Burrows,
Kimball,	Freeman,	Peters,
W. Randall,	Gurley,	E. Hyde,
Gallup,	Woodward,	N. Johnson,
Avery,	Dunlap,	Crawford,
Hill,	Hall,	Paul,
G. Tomlinson,	G. Larned,	Sibley,
Starr,	Nichols,	Brigham.
Cook,	Keigwin,	

113 nays.

The 3d Section was read and approved.

The 4th Section was read and amended, by adding to it these words: "*or other offence for which an infamous punishment is inflicted.*"

The 5th Section was read and approved.

On motion of Mr. H. Terry, to amend the 6th section by inserting after the word "*The,*" in the 1st line these words: "*civil authority and,*" it was determined in the negative by yeas and nays. 82 yeas; 91 nays.

*Those who voted in the affirmative were:*

Messrs. N. Terry,	Whiting,	J. Battell,
Norton,	L. Sanford,	Butler,
Everest,	Burton,	Trowbridge,
S. Pitkin,	Payne,	D. Johnson,
Jenks,	Frost,	S. Church,
Reed,	Griffin,	Swan,
H. Terry,	Hutchins,	Everett,
Dixon,	Matthewson,	Hinsdale,
T. Pitkin,	Ingalls,	W. Battell,
Barker,	G. Larned,	Bushnell,
A. Church,	Nichols,	Tallmadge,
Treat,	McClellan,	Baldwin,
Whittlesey,	Childs,	Platt,
Fowler,	Hayden,	Miller,
Rose,	Mills,	Brainerd,
Riggs,	Lambert,	Huntington,
Farnham,	Burrall,	Hungerford,
R. Pierpont,	Douglas,	Elliott,
Benedict,	Swift,	Lane,
Bull,	Burnham,	Nott,
Gunn,	Hale,	Sill,
Osborn,	North,	Young,
Thomas,	Brace,	Alvord,
Tolls,	Hopkins,	Root,
A. Larned,	St. John,	Edgerton,
Deming,	Austin,	Peters,
Isham,	Marsh,	
Abel,	A. Pettibone,	82 yeas.

*Those who voted in the negative were:*

Messrs. Sylvester Wells,	D. Tomlinson,	Palmer,
S. Hart,	Andrews,	Kimball,
R. Pitkin,	Marks,	W. Randall,
Treadwell,	Miles,	Gallup,
Hubbard,	Adams,	Avery,
Wilcox,	Ives,	Hill,
Buell,	Manwaring,	G. Tomlinson,
E. Phelps,	Lanman,	C. Sanford,
J. Pettibone,	Fox,	Lockwood,
Grannis,	J. Hyde,	T. S. Wells,
E. Marshall,	Daboll,	W. Shelton,
J. Phelps,	W. Williams,	Seeley,
Hull,	Braman,	Barnum,
C. Shelton,	M. Warren,	Botsford,
Griffing,	Brockway,	Fairman,
Clark,	C. Smith,	Gilbert,
D. Pierpont,	W. Randall, jun.,	Stevens,



Weed,	Dunlap,	Hurd,
Edwards,	Hall,	Lyman,
Fairchild,	Keigwin,	Guernsey,
A. Gregory,	O. Wolcott,	Chapman,
Sturges,	Welch,	Willey,
Webb,	A. Phelps,	Burrows,
Waldo,	Merwin,	Pease,
L. Warren,	J. Williams,	E. Hyde,
Tilden,	Perry,	N. Johnson,
Babcock,	Bacon,	Crawford,
Freeman,	A. Wolcott,	Paul,
Gurley,	Stow,	Sibley,
Woodward,	Sage,	Brigham. [90.]

On motion of Mr. Nott, the words "*Town Clerk*" were added next after "*selectmen.*" The section was then approved as amended, by 103 yeas to 72 nays.

The 7th Section was amended, on motion of Mr. Treadwell, by striking out the words "*elections and other,*" in the 4th line, and approved as amended.

On motion of Mr. Pitkin, the 8th section was amended by striking out "*or members of Congress,*" and was then approved.

The 9th section was amended, on motion of Mr. A. Wolcott, by erasing the exception and inserting in lieu thereof these words: "*on any civil process,*" and was then approved.

The 10th Section was read and approved, after striking out "*freemen's,*" and inserting "*of the electors,*" after "*meetings.*"

Then the Convention adjourned until to-morrow morning at 8 o'clock.

FRIDAY, SEPTEMBER 11TH.

The Journal of yesterday's proceedings was read.

The Convention took into consideration the Seventh Article, relating to *Religion*.

The 1st section was read, and, on motion of Mr. G. Tomlinson, to erase the words "*right and,*" and insert next after "*universe,*" these words: "*and their right to render that worship,*" it was determined in the affirmative.

On motion of Mr. Lanman, the same section was further amended by transposing the words "by law," from the end of the 6th line to the end of the 5th line, and inserting "But" instead of "And," at the beginning of the 9th line.

The question was then taken on the section, as amended, and approved by 103 yeas to 86 nays.

*Those who voted in the affirmative were:*

Messrs. Sylvester Wells,	Palmer,	Freeman,
S. Hart,	Kimball,	Gurley,
R. Pitkin,	W. Randall,	Woodward,
Sam'l Wells,	Gallup,	Dunlap,
Hubbard,	Avery,	Hall,
Wilcox,	Hill,	Keigwin,
Barker,	G. Tomlinson,	O. Wolcott,
E. Phelps,	Starr,	Welch,
J. Pettibone,	Cook,	Burrall,
Jones,	Lacey,	Douglas,
E. Marshall,	C. Sanford,	Pinney,
J. Phelps,	Lockwood,	A. Phelps,
Hull,	T. S. Wells,	St. John,
C. Shelton,	W. Shelton,	Merwin,
Clark,	Seeley,	D. Johnson,
D. Tomlinson,	Barnum,	S. Church,
Andrews,	Botsford,	Perry,
Marks,	Fairman,	A. Wolcott,
Miles,	M. Gregory,	Stow,
Adams,	Eversley,	Sage,
Ives,	J. King,	Hurd,
Manwaring,	Gilbert,	Lyman,
A. Larned,	Stevens,	Guernsey,
Turner,	Weed,	Chapman,
Lanman,	Edwards,	Young,
Fox,	Fairchild,	Burrows,
J. Hyde,	A. Gregory,	Peters,
Daboll,	Sturges,	E. Hyde,
W. Williams,	Webb,	N. Johnson,
Braman,	Waldo,	Crawford,
M. Warren,	R. W. Williams,	Paul,
Brockway,	L. Warren,	Sibley,
Comstock,	Hutchins,	Brigham.
C. Smith,	Tilden,	103
W. Randall, jun.,	Babcock,	

*Those who voted in the negative were:*

Messrs. Norton,	Hooker,	B. Hart,
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Everest,	Tolls,	J. Battell,
S. Pitkin,	Deming,	Butler,
Jenks,	Isham,	Trowbridge,
Reed,	Abel,	Swan,
H. Terry,	Whiting,	Everett,
Dixon,	L. Sanford,	Hinsdale,
T. Pitkin,	Burton,	W. Battell,
Treadwell,	Bennett,	H. Marshall,
A. Church,	Payne,	Bushnell,
Treat,	Frost,	Tallmadge,
Buell,	Griffin,	Baldwin,
Whittlesey,	Matthewson,	Platt,
Grannis,	Ingalls,	Miller,
Mitchell,	G. Larned,	Brainerd,
Lusk,	Nichols,	Huntington,
N. Smith,	McClellan,	Hungerford,
Fowler,	Childs,	Elliot,
Rose,	Hayden,	Lane,
Riggs,	Mills,	Nott,
Farnham,	Lambert,	Sill,
Todd,	Swift,	Alvord,
R. Pierpont,	Burnham,	Root,
Benedict,	Hale,	Edgerton,
Bull,	Brace,	Willev.
Gunn,	Hopkins,	B. Phelps,
D. Pierpont,	Austin,	Pease,
Osborn,	Marsh,	Talcott. — 86.
Thomas,	A. Pettibone,	

The 2d section of the Seventh Article was read, and on motion of Mr. T. Pitkin, to strike out the whole section, it was determined in the negative. Yeas, 84; nays, 105.

*Those who voted in the affirmative were:*

Messrs. N. Terry,	Whittlesey,	Thomas,
Hooker,	Grannis,	Tolls,
Everest,	Mitchell,	Deming,
S. Pitkin,	Lusk,	Isham,
Jenks,	Fowler,	Abel.
Reed,	Rose,	Whiting,
H. Terry,	Riggs,	L. Sanford,
Dixon,	Farnham,	Burton,
T. Pitkin,	Todd,	Bennett,
Treadwell,	R. Pierpont,	Payne,
Saml. Wells,	Benedict,	Frost,
A. Church,	Bull,	Fuller,
Treat,	Gunn,	Griffin,
Buell,	Osborn,	Matthewson,

Ingalls,  
McClellan,  
Childs,  
Hayden,  
Mills,  
Lambert,  
Swift,  
Burnham,  
Hale,  
North,  
Brace,  
Hopkins,  
Austin,  
Marsh,

A. Pettibone,  
J. Battell,  
Butler,  
Trowbridge,  
Swan,  
Everett,  
Hinsdale,  
W. Battell,  
H. Marshall,  
Bushnell,  
Tallmadge,  
Baldwin,  
Platt,  
Miller,

Brainerd,  
Huntington,  
Hungerford,  
Elliott,  
Lane,  
Nott,  
Sill,  
Alvord,  
Root,  
Edgerton,  
Willey,  
B. Phelps,  
Pease,  
Talcott.—84.

*Those who voted in the negative were:*

Messrs. Sylv'r Wells,  
S. Hart,  
Norton,  
R. Pitkin,  
Hubbard,  
Wilcox,  
Barker,  
E. Phelps,  
J. Pettibone,  
Jones,  
E. Marshall,  
J. Phelps,  
Hull,  
C. Shelton,  
Clark,  
Andrews,  
Marks,  
Miles,  
Adams,  
Ives,  
Manwaring,  
A. Larned,  
Turner,  
Lanman,  
Fox,  
J. Hyde,  
Daboll,  
W. Williams,  
Braman,  
M. Warren,  
Brockway,  
Comstock,  
C. Smith,

W. Randall, jun.,  
Palmer,  
Kimball,  
W. Randall,  
Gallup,  
Avery,  
Hill,  
G. Tomlinson,  
Starr,  
Cook,  
Lacey,  
C. Sanford,  
Lockwood,  
T. S. Wells,  
W. Shelton,  
Seeley,  
Barnum,  
Botsford,  
Fairman,  
M. Gregory,  
Eversley,  
J. King,  
Gilbert,  
Stevens,  
Weed,  
Edwards,  
Fairchild,  
Graves,  
A. Gregory,  
Sturges,  
Webb,  
Waldo,  
R. W. Williams,

L. Warren,  
Hutchins,  
Tilden,  
Babcock,  
Freeman,  
Gurley,  
Woodward,  
Dunlap,  
Hall,  
G. Larned,  
Keigwin,  
O. Wolcott,  
Welch,  
Burrall,  
Douglas,  
Pinney,  
A. Phelps,  
St. John,  
Merwin,  
D. Johnson,  
S. Church,  
Perry,  
Bacon,  
A. Wolcott,  
Stow,  
Sage,  
Hurd,  
Lyman,  
Guernsey,  
Chapman,  
Young,  
Burrows,  
Peters,

E. Hyde,  
N. Johnson,

Crawford,  
Paul,

Sibley,  
Brigham. — 105.

The question was then taken on the section as reported, and [it] was approved by 97 yeas to 69 nays.

*Those who voted in the affirmative were:*

Messrs. Sylv'r Wells,	W. Randall, jun.,	Freeman,
S. Hart,	Palmer,	Gurley,
Norton,	Kimball,	Woodward,
Everest,	W. Randall,	Hall,
H. Terry,	Gallup,	Keigwin,
Treadwell,	Avery,	O. Wolcott,
Sam'l Wells,	Hill,	Welch,
Hubbard,	G. Tomlinson,	Burrall,
Wilcox,	Starr,	Douglas,
Buell,	Cook,	A. Phelps,
E. Phelps,	Lacey,	Merwin,
Grannis,	C. Sanford,	D. Johnson,
Lusk,	Lockwood,	S. Church,
E. Marshall,	T. S. Wells,	Perry,
Hull,	W. Shelton,	Bacon,
C. Shelton,	Seeley,	A. Wolcott,
Clark,	Barnum,	Stow,
Andrews,	Botsford,	Sage,
Marks,	Fairman,	Hurd,
Miles,	Whiting,	Lyman,
Adams,	Gilbert,	Guernsey,
Ives,	Stevens,	Chapman,
Manwaring,	Weed,	Young,
A. Larned,	Edwards,	Burrows,
Lanman,	Fairchild,	Peters,
Fox,	Graves,	E. Hyde,
J. Hyde,	Sturges,	N. Johnson,
Daboll,	Webb,	Crawford,
W. Williams,	Waldo,	Paul,
Braman,	R. W. Williams,	Sibley,
M. Warren,	L. Warren,	Brigham. — 97.
Brockway,	Hutchins,	
C. Smith,	Tilden,	

*Those who voted in the negative were:*

Messrs. N. Terry,	Reed,	J. Pettibone,
B. Hart,	Dixon,	Whittlesey,
R. Pitkin,	T. Pitkin,	Morse,
S. Pitkin,	Barker,	Fowler,
Jenks,	A. Church,	Rose,

Riggs,	G. Larned,	Bushnell,
Farnham,	McClellan,	Baldwin,
R. Pierpont,	Childs,	Miller,
Benedict,	Hayden,	Brainerd,
Gunn,	Lambert,	Huntington,
D. Pierpont,	Swift,	Hungerford,
Osborn,	Burnham,	Elliott,
Thomas,	Hale,	Lane,
Tolls,	North,	Nott,
Isham,	Brace,	Sill,
Abel,	Hopkins,	Alvord,
M. Gregory,	Austin,	Root,
Eversley,	Marsh,	Edgerton,
Burton,	A. Pettibone,	Wiley,
Bennett,	J. Battell,	B. Phelps,
Payne,	Butler,	Pease,
Frost,	Trowbridge,	Talcott.
Griffin,	Swan,	[The names count 72.]
Matthewson,	Everett,	
Ingalls,	Hinsdale,	

The Convention then proceeded to consider the Eighth Article, concerning *Education*.

The 1st section was read and approved.

The 2d section was read and amended, by inserting after the word "*remain*," in the 2d line, these words: "*a perpetual fund, the interest of which shall be.*" It was then approved as amended.

The Ninth Article, *Of Impachments*, was read and approved.

The Tenth Article, containing *General Provisions*, was considered, and the 1st section was amended, on motion of Mr. G. Tomlinson, by inserting the word "*You*," instead of the words "*I do*," at the beginning, and altering other parts of the section, in conformity to that amendment.

The 2d section was read and approved.

The 3d section was amended, on motion of Mr. Fairchild, by inserting next after the word "*adopted*," in the 3d line, these words: "*with the exception of such regulations and restrictions as are contained in this Constitution;*" and was further amended, on motion of Mr. Lanman, by varying the last sentence in the section so as to stand thus: "*The validity of all bonds, debts, contracts, as well of individuals as of bodies*

corporate or the State, of all suits, actions or rights of action, both in law or equity, shall continue as if no change had taken place," and was approved as amended.

The 4th section was read and amended by inserting, at the beginning of the 1st line, these words: "No judge of the superior court, or of the supreme court of errors."

On motion of Mr. McClellan, further to amend the section, by adding at the end of it these words: "And no person holding any office under the authority of the United States shall be a judge of the supreme, superior, or county courts," it was determined in the negative.

The 5th and 6th sections were read, and stricken out, on motion.

The Convention then proceeded to the consideration of the Eleventh Article, *Of Amendments to the Constitution*, and, on motion of Mr. M. Warren, to strike out the words "two-thirds," in the 9th line of the 1st section, and to insert in lieu thereof the words "a majority," and to insert after the words "each House," in the same line, the words "counting on the roll of the House," — it was determined in the negative.

On motion of Mr. Treadwell, to strike out the words "a majority," in the 19th and 20th lines, and insert the words "two-thirds" in lieu thereof, — it was determined in the negative.

The Eleventh Article was then approved as reported.

Messrs. Lanman, H. Terry, and Fairchild were appointed a committee for engrossing.

Messrs. Stevens, M. Warren, and McClellan were appointed a committee for making up the debenture.

On motion of Mr. H. Terry, to strike out the 2d section of the Second Article, relating to the *Distribution of Powers*, it was determined in the affirmative.

On motion of Mr. Lanman, the 5th section of the *Bill of Rights*, as reported, was stricken out.

And the Convention adjourned until to-morrow morning, at 8 o'clock.

SATURDAY, SEPTEMBER 12th.

The Journal of yesterday's proceedings was read.

On motion of Mr. Stevens, the committee appointed to make up the debenture were directed to make up the same according to the rule of the House of Representatives.

On motion of Mr. Treadwell, to add a new section to the Third Article, to provide for a nomination of twenty persons to be made out by the electors the year preceding the choice of senators, and for choosing the senators from such nomination, — instead of the 5th and 6th sections of the Third Article, and the 2d and 3d section of the Fourth Article, and to strike out the said 5th and 6th sections, and the said 2d and 3d sections, and to provide for the choice of other officers in a manner similar to that pointed out in said sections, — it was determined in the negative by yeas and nays, as follows:

*For the motion:*

Messrs. N. Terry,	Tolls,	J. Battell,
Hooker,	Deming,	Church,
B. Hart,	Isham,	Swann,
Everest,	Abel,	Everett,
S. Pitkin,	Whiting,	Hinsdale,
Jenks,	L. Sanford,	W. Battell,
Reed,	Burton,	Tallmadge,
H. Terry,	Bennett,	Baldwin,
T. Pitkin,	R. W. Williams,	Platt,
Treadwell,	Payne,	Miller,
A. Church,	Frost,	Brainerd,
Treat,	Fuller,	Huntington,
Buell,	Griffing,	Hungerford,
Whittlesey,	Ingalls,	Elliott,
Grannis,	Nichols,	Lane,
Mitchell,	Childs,	Nott,
Lusk,	Hayden,	Sill,
Fowler,	Mills,	Alvord,
Rose,	Lambert,	Root,
Riggs,	Hale,	Edgerton,
Farnham,	North,	Willey,
Todd,	Brace,	B. Phelps,
Benedict,	Hopkins,	Pease,
Bull,	Austin,	Talcott.—76 yeas.
Gunn,	Marsh,	
Thomas,	A. Pettibone,	

*Against the motion:*

Messrs. Sylv'r Wells,	Norton,	Dixon,
S. Hart,	R. Pitkin,	Sam'l Wells,



Hubbard,	Gallup,	Hall,
Wilcox,	Avery,	G. Larned,
Barker,	Hill,	Keigwin,
E. Phelps,	G. Tomlinson,	Welch,
J. Pettibone,	Starr,	Burrall,
Jones,	Cook,	Douglas,
E. Marshall,	Lacey,	Pinney,
J. Phelps,	C. Sanford,	A. Phelps,
N. Smith,	Lockwood,	Burnham,
Hull,	T. S. Wells,	St. John,
C. Shelton,	W. Shelton,	Merwin,
R. Pierpont,	Seeley,	Butler,
Clark,	Barnum,	Trowbridge,
D. Pierpont,	Botsford,	D. Johnson,
D. Tomlinson,	Fairman,	Marshall,
Osborn,	Gregory,	Bushnell,
Marks,	Eversley,	Perry,
Miles,	King,	Bacon,
Ives,	Gilbert,	A. Wolcott,
Adams,	Graves,	Stow,
Manwaring,	Weed,	Sage,
Larned,	Edwards,	Hurd,
Turner,	Fairchild,	Lyman,
Lanman,	A. Gregory,	Guernsey,
Fox,	Sturges,	Chapman,
J. Hyde,	Webb,	Young,
Daboll,	Waldo,	Burrows,
Wm. Williams,	L. Warren,	Peters,
Braman,	Hutchins,	E. Hyde,
Brockway,	Tilden,	N. Johnson,
Comstock,	Babcock,	Crawford,
C. Smith,	Freeman,	Paul,
Wm. Randall, jun.,	Gurley,	Sibley,
Palmer,	Woodward,	Brigham.
Kimball,	Dunlap,	Nays, 112.
Wm. Randall,	Matthewson,	

On motion of Mr. A. Wolcott, to amend the 4th section of the Third Article, by adding next after "*electors,*" in the 2d line, the words "*by districts,*"—it was determined in the negative by yeas and nays, as follows:—

*For the motion,*

Messrs. Sylv. Wells,	Saml. Wells,	Jones,
Saml. Hart,	Hubbard,	E. Marshall,
Norton,	Barker,	D. Tomlinson,
R. Pitkin,	J. Pettibone, jr.,	Manwaring,

Turner,  
Fox,  
Daboll,  
W. Williams,  
Warren,  
Brockway,  
W. Randall, jr.,  
Comstock,  
W. Randall,  
Gallup,  
Avery,  
Hill,  
G. Tomlinson,  
Starr,  
Cook,  
C. Sanford,  
Lockwood,  
T. S. Wells,  
Shelton,

Seeley,  
Fairman,  
Moses Gregory,  
Eversley,  
Stevens,  
Weed,  
Edwards,  
Fairchild,  
Webb,  
Waldo,  
Tilden,  
Babcock,  
Keigwin,  
Freeman,  
Gurley,  
Welch,  
Douglas,  
Pinney,  
A. Phelps,

Bacon,  
Wolcott,  
Stow,  
Sage,  
Hurd,  
Lyman,  
Guernsey,  
Chapman,  
Young,  
Burrows,  
Peters,  
N. Johnson,  
Crawford,  
Paul,  
Sibley,  
Brigham.

Yeas, 66.

*Against the motion:*

Messrs. N. Terry,  
Hooker,  
B. Hart,  
Everest,  
S. Pitkin,  
Jenks,  
Reed,  
H. Terry,  
T. Pitkin,  
Treadwell,  
Wilcox,  
A. Church,  
Treat,  
Buell,  
E. Phelps,  
Whittlesey,  
Grannis,  
Mitchell,  
Lusk,  
N. Smith,  
Hull,  
C. Shelton,  
Fowler,  
Rose,  
Riggs,  
Farnham,  
Griffing,  
Todd,

R. Pierpont,  
Clark,  
Benedict,  
Bull,  
Gunn,  
D. Pierpont,  
Osborn,  
Miles,  
Adams,  
Thomas,  
Tolls,  
Ives,  
Larned,  
Turner,  
Lanman,  
Fox,  
Deming,  
Isham,  
J. Hyde,  
Abel,  
Palmer,  
Lacey,  
Botsford,  
Whiting,  
L. Sanford,  
King,  
Gilbert,  
Burton,

A. Gregory,  
Bennett,  
R. W. Williams,  
Payne,  
Frost,  
Fuller,  
E. Griffin,  
L. Warren,  
Hutchins,  
Woodward,  
Dunlap,  
Matthewson,  
Ingails,  
G. Larned,  
Nichols,  
McClellan,  
Childs,  
O. Wolcott,  
Hayden,  
Miles,  
Lambert,  
Burrall,  
Swift,  
Burnham,  
Ha'e,  
North,  
Brace,  
Hopkins,

St. John,	W. Battell,	Nott,
Austin,	Tallmadge,	Sill,
Marsh,	Bushnell,	Alvord,
A. Pettibone,	Baldwin,	Root,
J. Battell,	Platt,	Edgerton,
Butler,	Miller,	A. Phelps,
Trowbridge,	Brainerd,	Pease,
S. Church,	Huntington,	E. Hyde,
Swan,	Hungerford,	Talcott.
Everett,	Elliott,	Nays, 115.
Hinsdale,	Lane,	

And the Convention adjourned until next Monday afternoon, at 2 o'clock.

MONDAY, SEPTEMBER 14th.

The Journal of Saturday's proceedings was read.

The printed copies (one of which is hereto annexed\*) of the Constitution, as amended on its first passage, were distributed among the members of the Convention.

On motion of Mr. Fairchild, to amend the 3d section of the Sixth Article, by adding after the word "*elector*," at the end, these words: "*Nor shall any person be entitled to vote in town meetings in consequence of his being an elector*," — it was determined in the affirmative.

On motion of Mr. Whiting, to amend said section, by striking out the word "*residence*," and to insert in lieu of it the word "*settlement*," — it was determined in the affirmative.

The question was then taken on approving the section as amended, and was determined in the negative. *This section was lost.*

On motion of Mr. Edwards, to amend the 3d section of the Fifth Article, by inserting after the word "*Assembly*," in the 4th line, these words: "*in such manner as shall by law be prescribed*," — it was determined in the affirmative.

On motion of Mr. A. Wolcott, further to amend said 3d section, by striking out these words: "*good behavior*," and

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\* It is not now found attached to the Journal.

inserting "*three years*," — it was determined in the negative, by yeas and nays, as follows: —

*For the motion:*

Messrs. Sylv'r Wells,	W. Randall, jun.,	Keigwin,
S. Hart,	Randall,	Pinney,
Norton,	Avery,	A. Phelps,
R. Pitkin,	Cook,	Trowbridge,
Wilcox,	C. Sanford,	Tallmadge,
Barker,	Lockwood,	Bushnell,
J. Pettibone,	T. S. Wells,	Perry,
Jones,	Seeley,	Bacon,
E. Marshall,	Barnum,	A. Wolcott,
J. Phelps,	Botsford,	Stow,
Hull,	Eversley,	Sage,
Clark,	Gilbert,	Hurd,
Manwaring,	Graves,	Lyman,
Turner,	Stevens,	Guernsey,
Lanman,	Weed,	Chapman,
Fox,	Fairchild,	Young,
J. Hyde,	Burton,	Edgerton,
Daboll,	A. Gregory,	D. Burrows,
Wm. Williams,	Webb,	Peters,
M. Warren,	Waldo,	E. Hyde,
Brockway,	Hutchins,	N. Johnson,
Comstock,	Tilden,	Pease,
C. Smith,	Babcock,	Sibley,
Palmer,	Freeman,	Brigham.
Kimball,	Gurley,	

74 yeas.

*Against the motion:*

Messrs. N. Terry,	Bristol,	Adams,
Hooker,	N. Smith,	Thomas,
B. Hart,	C. Shelton,	Tolls,
Everest,	Fowler,	Ives,
Saml. Pitkin,	Rose,	Larned,
Jenks,	Riggs,	Deming,
Reed,	Farnham,	Isham,
Dixon,	Todd,	Abel,
T. Pitkin,	R. Pierpont,	Braman,
Treadwell,	Benedict,	G. Tomlinson,
A. Church,	Bull,	Starr,
Treat,	Gunn,	Lacey,
Buell,	D. Pierpont,	Wm. Shelton,
Grannis,	D. Tomlinson,	Fairman,
Morse,	Osborn,	Whiting,
Mitchell,	Marks,	L. Sanford,
Lusk,	Miles,	King,

Edwards,	Burnham,	Baldwin,
Sturges,	Hall,	Platt,
R. W. Williams,	North,	Miller,
Frost,	Brace,	Brainerd,
Payne,	St. John,	Huntington,
L. Warren,	Austin,	Hungerford,
Woodward,	Marsh,	Elliott,
Matthewson,	Merwin,	Lane,
Ingalls,	A. Pettibone,	Nott,
Nichols,	J. Battell,	Sill,
Childs,	Butler,	Alvord,
O. Wolcott,	D. Johnson,	Root,
Hayden,	S. Church,	Willey,
Mills,	Swan,	B. Phelps,
Lambert,	Everett,	Pease,
Burrall,	Hinsdale,	Talcott,
Douglas,	W. Battell,	103 nays.
Swift,	H. Marshall,	

On motion of Mr. A. Wolcott, to strike out from said section the words "*two-thirds of the members of each House,*" and to insert in place thereof the words "*both Houses,*" — it was determined in the negative.

The question was then on the section as amended, by yeas and nays, and the same was approved.

*In favor of the section:*

Messrs. N. Terry,	N. Smith,	Turner,
S. Hart,	Hull,	Deming,
Hooker,	Fowler,	Isham,
B. Hart,	Rose,	Abel,
Everest,	Riggs,	C. Smith,
S. Pitkin,	Farnham,	G. Tomlinson,
Jenks,	Todd,	Starr,
Reed,	R. Pierpont,	Cook,
H. Terry,	Benedict,	Lacey,
Dixon,	Bull,	Wm. Shelton,
T. Pitkin,	Gunn,	Botsford,
Treadwell,	D. Pierpont,	Fairman,
Sam'l Wells,	D. Tomlinson,	Whiting,
A. Church,	Osborn,	L. Sanford,
Treat,	Marks,	King,
Buell,	Adams,	Edwards,
Grannis,	Thomas,	Sturges,
Mitchell,	Tolls,	R. W. Williams,
Lusk,	Ives,	Payne,
Bristol,	Larned,	Frost,

L. Warren,	Austin,	Brainerd,
Hutchins,	Marsh,	Huntington,
Woodward,	Merwin,	Hungerford,
Matthewson,	A. Pettibone,	Elliott,
Ingalls,	J. Battell,	Lane,
Nichols,	Butler,	North,
Childs,	Trowbridge,	Sill,
O. Wolcott,	S. Church,	Alvord,
Hayden,	D. Johnson,	Root,
Mills,	Swan,	Edgerton,
Lambert,	Everett,	Willey,
Burrall,	Hinsdale,	D. Burrows,
Douglas,	W. Battell,	B. Phelps,
Pinney,	Tallmadge,	Pease,
Burnham,	H. Marshall,	Talcott,
North,	Bushnell,	Miles.
Hale,	Baldwin,	114 yeas.
Brace,	Platt,	
St. John,	Miller,	

*Against the section:*

Messrs. Sylv. Wells,	Comstock,	A. Phelps,
Norton,	Palmer,	Perry,
R. Pitkin,	Kimball,	Bacon,
Barker,	Wm. Randall, jun.,	A. Wolcott,
J. Pettibone, jun.,	Gallup,	Stow,
Jongs,	Avery,	Sage,
E. Marshall,	C. Sanford,	Hurd,
J. Phelps,	Lockwood,	Lyman,
Clark,	T. S. Wells,	Guernsey,
Manwaring,	Seeley,	Chapman,
Lanman,	Stevens,	Young,
Fox,	Weed,	Peters,
J. Hyde,	Fairchild,	E. Hyde,
Daboll,	A. Gregory,	N. Johnson,
W. Williams,	Webb,	Paul,
Braman,	Waldo,	Sibley,
M. Warren,	Tilden,	Brigham.
Brockway,	Babcock,	53 nays.

On motion of Mr. Swan, the 10th section of the Third Article was amended by striking out the words "*except treason, felony and breach of the peace,*" and inserting in place thereof the words "*of civil process,*" and the section as amended was approved.

On motion of Mr. Edwards, to strike out of the 3d section of the Tenth Article these words: "*All officers, civil and mili-*

tary," and the rest of [the] sentence, ending with the word " *Assembly*," and to insert in lieu thereof the following words:

" All judicial and civil officers now in office, who have been appointed by the General Assembly and commissioned according to law, and all such officers as shall be appointed by said Assembly and commissioned as aforesaid, before the first Wednesday of May next, shall continue to hold their offices until the first day of June next, unless they shall before that time resign or be removed from office according to law. The Treasurer and Secretary shall continue in office until a Treasurer and Secretary shall be appointed under this Constitution. All military officers shall continue to hold and exercise their respective offices until they shall resign or be removed, according to law."

It was determined in the affirmative, and the section, as amended, was approved.

On motion of Mr. T. Pitkin, to strike out the exception in the 3d section of the Tenth Article, in the 3d, 4th, and 5th lines, the Convention took the same into consideration: but before any decision therein,

Adjourned until to-morrow morning at 8 o'clock.

TUESDAY, SEPTEMBER 15th.

The Journal of yesterday's proceedings was read.

The Convention resumed the consideration of Mr. T. Pitkin's motion, to strike out the exception in the 3d section of the Tenth Article, which was withdrawn by the mover.

A motion was then made by Mr. T. Pitkin, to strike out the Seventh Article relating to *Religion*. The motion was divided, and the question first taken on striking out the 1st section, and was determined in the negative, by yeas and nays, as follows:

*For the motion:*

Messrs. N. Terry,  
Hooker,

B. Hart,  
Everest,

S. Pitkin,  
Reed,

H. Terry,  
 Dixon,  
 T. Pitkin,  
 Treadwell,  
 A. Church,  
 Treat,  
 Buell,  
 Whittlesey,  
 Grannis,  
 Mitchell,  
 Lusk,  
 Fowler,  
 Rose,  
 Riggs,  
 Farnham,  
 Todd,  
 Benedict,  
 Bull,  
 Gunn,  
 Osborn,  
 Thomas,  
 Tolls,  
 Isham,  
 Abel,  
 Whiting,

L. Sanford,  
 Burton,  
 Bennett,  
 Perkins,  
 Payne,  
 Frost,  
 Fuller,  
 Griffing,  
 Matthewson,  
 Ingalls,  
 G. Larned,  
 Childs,  
 Hayden,  
 Mills,  
 Lambert,  
 Swift,  
 Burnham,  
 Hale,  
 North,  
 Brace,  
 Austin,  
 Marsh,  
 A. Pettibone,  
 Jos. Battell,  
 Trowbridge,

Swan,  
 Everett,  
 Hinsdale,  
 W. Battell,  
 Tallmadge,  
 H. Marshall,  
 Baldwin,  
 Platt,  
 Miller,  
 Brainerd,  
 Huntington,  
 Hungerford,  
 Elliot,  
 Lane,  
 Nott,  
 Sill,  
 Alvord,  
 Root,  
 Edgerton,  
 Willey,  
 B. Phelps,  
 Pease,  
 Talcott.

79 yeas.

*Against the motion,*

Messrs. Sylv. Wells,  
 S. Hart,  
 Norton,  
 R. Pitkin,  
 Jenks,  
 Sam'l Wells,  
 Wilcox,  
 Barker,  
 E. Phelps,  
 J. Pettibone, jun.,  
 Jones,  
 Morse,  
 E. Marshall,  
 J. Phelps,  
 Bristol,  
 N. Smith,  
 Hull,  
 C. Shelton,  
 R. Pierpont,  
 Clark,  
 D. Tomlinson,  
 Marks,

Miles,  
 Adams,  
 Ives,  
 Manwaring,  
 Larned,  
 Turner,  
 Lanman,  
 Fox,  
 J. Hyde,  
 Daboll,  
 W. Williams,  
 Braman,  
 M. Warren,  
 Brockway,  
 Comstock,  
 C. Smith,  
 W. Randall, jun.,  
 Palmer,  
 Kimball,  
 W. Randall,  
 Gallup,  
 Avery,

Hill,  
 G. Tomlinson,  
 Starr,  
 Cook,  
 Lacey,  
 C. Sanford,  
 Lockwood,  
 T. S. Wells,  
 W. Shelton,  
 Seeley,  
 Barnum,  
 Botsford,  
 Fairman,  
 Gregory,  
 Eversley,  
 King,  
 Gilbert,  
 Graves,  
 Stevens,  
 Weed,  
 Edwards,  
 Fairchild,



Burton, ?	Nicholls,	A. Wolcott,
A. Gregory,	Keigwin,	Stow,
Sturges,	O. Wolcott,	Sage,
Webb,	Welch,	Hurd,
Waldo,	Burrall,	Lyman,
Byles,	Douglas,	Guernsey,
R. W. Williams,	Pinney,	Chapman,
L. Warren,	Phelps,	Young,
Hutchins,	St. John,	Burrows,
Tilden,	Merwin,	Peters,
Babcock,	Butler,	E. Hyde,
Freeman,	D. Johnson,	N. Johnson,
Gurley,	S. Church,	Crawford,
Woodward,	Bushnell,	Paul,
Dunlap,	Perry,	Sibley,
Hall,	Bacon,	Brigham.

114 nays.

On motion of Mr. Mitchell, to amend the 2d section, by inserting after the word "*thereupon*," these words: "*No longer belong to said corporation, and*," — it was determined in the negative.

The question was then taken on the other part of the motion, to strike out the said 2d section, and was determined in the negative, by yeas and nays, as follows:

*For the motion,*

Messrs. Hooker,	Todd,	Childs,
B. Hart,	R. Pierpont,	Hayden,
S. Pitkin,	Benedict,	Mills,
Jenks,	Bull,	Lambert,
H. Terry,	Gunn,	Swift,
Dixon,	Osborn,	Hale,
T. Pitkin,	Thomas,	North,
Treadwell,	Tolls,	Brace,
A. Church,	Isham,	Austin,
Treat,	Abel,	Marsh,
Buell,	Whiting,	A. Pettibone,
Whittlesey,	Burton,	J. Battell,
Grannis,	Perkins,	Trowbridge,
Mitchell,	Payne,	Swan,
Lusk,	Frost,	Everett,
Fowler,	Fuller,	Hinsdale,
Rose,	E. Griffing,	W. Battell,
Riggs,	Ingalls,	Tallmadge,
Farnham,	McClellan,	Baldwin,

Platt,  
Miller,  
Brainerd,  
Hungerford,  
Elliott,

Lane,  
Nott,  
Sill,  
Alvord,  
Root,

Edgerton,  
Willey,  
B. Phelps,  
Pease,  
Talcott.

72 yeas.

*Against the motion:*

Messrs. Sylv. Wells,  
S. Hart,  
Norton,  
R. Pitkin,  
Sam'l Wells,  
Wilcox,  
Barker,  
E. Phelps,  
J. Pettibone, jr.,  
Jones,  
Morse,  
E. Marshall,  
J. Phelps,  
Bristol,  
N. Smith,  
Hull,  
C. Shelton,  
Clark,  
D. Pierpont,  
D. Tomlinson,  
Marks,  
Miles,  
Adams,  
Ives,  
Manwaring,  
Larned,  
Turner,  
Lanman,  
Fox,  
Hyde,  
Daboll,  
W. Williams,  
Braman,  
M. Warren,  
Brockway,  
Comstock,  
C. Smith,  
W. Randall, jun.,

Palmer,  
Kimball,  
W. Randall,  
Gallup,  
Avery,  
Hill,  
G. Tomlinson,  
Starr,  
Cook,  
Lacey,  
Lockwood,  
T. S. Wells,  
W. Shelton,  
Seeley,  
Barnum,  
Botsford,  
Fairman,  
M. Gregory,  
Eversley,  
L. Sanford,  
King,  
Gilbert,  
Graves,  
Stevens,  
Weed,  
Edwards,  
Fairchild,  
A. Gregory,  
Sturges,  
Waldo,  
Webb,  
Byles,  
R. W. Williams,  
L. Warren,  
Hutchins,  
Tilden,  
Babcock,  
Freeman,

Gurley,  
Woodward,  
Dunlap,  
Hall,  
G. Larned,  
Nichols,  
Keigwin,  
O. Wolcott,  
Welch,  
Pinney,  
Burrall,  
A. Phelps,  
Burnham,  
St. John,  
Merwin,  
Butler,  
D. Johnson,  
S. Church,  
H. Marshall,  
Bushnell,  
Perry,  
Bacon,  
A. Wolcott,  
Stow,  
Sage,  
Hurd,  
Lyman,  
Guernsey,  
Chapman,  
Young,  
Burrows,  
Peters,  
E. Hyde,  
N. Johnson,  
Crawford,  
Paul,  
Sibley,  
Brigham.

114 nays.

On motion of Mr. N. Terry, to insert next after the word "*association*," in the 9th line of the 1st section of the Seventh Article, these words: "*But every person now belonging to such congregation, church, or religious association, shall remain a member thereof, until he shall have separated himself therefrom in the manner hereinafter provided,*" and to insert "*And*," instead of "*But*," next after, — it was determined in the affirmative.

On motion of Mr. N. Terry, further to amend said section, by inserting next after the words "*members of*," in the last line but one, these words: "*of any such society to be laid by a major vote of the legal voters assembled at any society meeting warned and held according to law,*" and striking out the words "*of their respective societies only*," — it was determined in the affirmative.

On motion of Mr. G. Tomlinson, to amend the 1st section of the Fifth Article, by striking out the words "*of errors, a superior court*," and inserting in lieu thereof these words: "*which shall consist of a chief judge, and not more than four other judges:*" The motion was divided, and the question on striking out decided in the negative. So the motion was lost.

Mr. Edwards offered the following resolution, which was adopted, to wit:

*Resolved*, That this Convention, at 5 o'clock this afternoon, will take the final question on the adoption or rejection of the Constitution, by yeas and nays.

On motion of Mr. Butler, the 12th section of the Fourth Article was transposed, and placed next after the 18th [17th] section, so as to be numbered the 18th section, and the numbers of the sections between the 12th and 19th sections were changed in conformity to that arrangement.

On motion of Mr. Edwards, the draft of the Constitution was referred to the engrossing committee, for the purpose of correcting verbal inaccuracies and errors in phraseology.

On motion of Mr. Pitkin, to amend the 3d section of the Third Article, by adding thereto, at the end, these words:

“In case a new town shall hereafter be incorporated, such new town shall be entitled to one Representative only; and if such new town shall be made from one or more towns, the town or towns from which the same shall be made shall be entitled to the same number of Representatives as at present allowed; unless the number shall be reduced by the consent of such town or towns.”

It was determined in the affirmative, and the section was approved as amended.

On motion of Mr. Dixon, to insert in the 20th section of the Fourth Article, after the words “*said Assembly*,” in the 4th line, these words: “*and shall become bound with sufficient surties to the Treasurer of the State for the faithful discharge of the duties of his office, in such manner as shall be prescribed by law.*” [It was decided in the affirmative.]

On motion of Mr. Stow, to amend the amendment last made to the 1st section of the Seventh Article, by inserting the word “*only*,” next after the words “*such society*,” — it was decided in the affirmative.

On motion of Mr. Dixon, to strike out of the 7th section of the First Article the words “*or indictments*,” — it was determined in the affirmative.

The motion formerly made by Mr. Mitchell, to add a 23d section to the Bill of Rights, was considered and determined in the negative.

On motion of Mr. N. Terry, to amend the 2d section of the Third Article, by striking out the first part thereof, ending with the word “*Hartford*,” in the 7th line, and inserting, in lieu thereof, these words: “*There shall be two stated sessions of the General Assembly, to be holden in each year, one at Hartford, on the second Thursday of May, and the other at New Haven, on the second Thursday of October*,” — it was determined in the negative.

The Convention ordered a recess for half an hour: met

again at 5 o'clock P. M. when the Draft of the Constitution, as amended and approved when read by sections, was read through for the last time before the final question of acceptance or rejection.

The Constitution was then accepted and approved, by yeas and nays. Yeas 134—nays 61, as follows, to wit:—

*In favor of the Constitution which has been read:*

Messrs. Sylv'r Wells,	Brockway,	Babcock,
N. Terry,	Comstock,	Freeman,
S. Hart,	C. Smith,	Gurley,
Norton,	Wm. Randall, jun.,	Woodward,
R. Pitkin,	Palmer,	Dunlap,
Reed,	Kimball,	Matthewson,
Jenks,	Wm. Randall,	Hall,
H. Terry,	Gallup,	G. Larned,
Dixon,	Avery,	Nichols,
Sam'l Wells,	Hill,	Keigwin,
Wilcox,	Tomlinson,	McClellan,
Barker,	Starr,	O. Wolcott,
Elisha Phelps,	Cook,	Welch,
J. Pettibone, jun.,	Lacey,	Burrall,
Jones,	Lockwood,	Douglas,
Morse,	T. S. Wells,	Pinney,
Mitchell,	Wm. Shelton,	A. Phelps,
E. Marshall,	Seeley,	Burnham,
Josiah Phelps,	Barnum,	Hale,
Bristol,	Botsford,	North,
N. Smith,	Fairman,	St. John,
Hull,	M. Gregory,	Merwin,
Chas. Shelton,	Eversley,	A. Pettibone,
Todd,	Whiting,	J. Battell,
R. Pierpont,	L. Sanford,	Butler,
Clark,	King,	Trowbridge,
D. Pierpont,	Gilbert,	S. Church,
D. Tomlinson,	Graves,	D. Johnson,
Osborn,	Edwards,	H. Marshall,
Andrews,	Burton,	Bushnell,
Marks,	A. Gregory,	Miller,
Miles,	Bennett,	Stow,
Adams,	Sturges,	Sage,
Ives,	Webb,	Hurd,
Manwaring,	Waldo,	Lyman,
Larned,	Byles,	Guernsey,
Turner,	R. W. Williams,	Brainerd,
Lanman,	Fuller,	Huntington.
Fox,	E. Griffing,	Hungerford,
Daboll,	L. Warren,	Chapman,
Wm. Williams,	Hutchins,	Young,
Braman,	Tilden,	Alvord,

Burrows,	N. Johnson,	Sibley,
Peters,	Crawford,	Brigham.
E. Hyde,	Paul,	134 yeas.

*Against the Constitution which has been read:*

Messrs. Hooker,	Deming,	Everett,
B. Hart,	Isham,	Hinsdale,
Everest,	J. Hyde,	W. Battell,
S. Pitkin,	Abel,	Tallmadge,
T. Pitkin,	C. Sanford,	Baldwin,
Treadwell,	Stevens,	Platt,
A. Church,	Weed,	Perry,
Treat,	Fairchild,	Bacon,
Buell,	Perkins,	A. Wolcott,
Whittlesey,	Payne,	Elliott,
Grannis,	Frost,	Lane,
Lusk,	Ingalls,	Nott,
Fowler,	Childs,	Sill,
Rose,	Hayden,	Root,
Riggs,	Mills,	Edgerton,
Farnham,	Lambert,	Willey,
Benedict,	Swift,	B. Phelps,
Bull,	Brace,	Pease,
Gunn,	Austin,	Talcott.—nays 61.
Thomas,	Marsh,	
Tolls,	Swan,	

Yeas 134—nays 61—majority 73.

On motion,

*It was resolved,* That twenty dollars be allowed to his Excellency, Governor Wolcott, for his extra services as President of this Convention.

On motion,

*Resolved,* That there be allowed to the Honorable James Lanman, and Robert Fairchild, Esqrs., twenty-five dollars each, for their extra services as Clerks of this Convention.

On motion,

*Resolved,* That there be allowed to the Rev. Messrs. Flint, Hawes, Cushman, and Nichols, twelve dollars each for attending as Chaplains on this Convention.

*Resolved,* That the clerks be a committee to examine and tax the bills of the sheriff, and the incidental expenses attending the Convention.

The report of the committee appointed to make up the de-

benture was accepted, and it was ordered the Treasurer pay to the several persons named therein the sums affixed to their names, respectively.\*

The following resolution was offered by Mr. Tomlinson, viz:

In Convention, September 15th, A. D. 1818.

*Resolved*, That the Constitution, which has been formed and approved by this Convention, shall be signed by the President, countersigned by the clerks, and deposited in the office of the Secretary. And it shall be the duty of the Secretary forthwith to transmit seven hundred copies thereof to the town-clerks of the several towns in this State, which copies shall be apportioned among said towns according to their respective lists. The said Constitution shall, by said town-clerks, be submitted to the consideration of the qualified voters in said towns for their approbation and ratification, on the first Monday of October next, in the respective town-meetings legally warned for that purpose.

And that the number required to approve and ratify said Constitution be a majority of the qualified voters present and voting at such meetings, to be convened agreeably to the resolution of the General Assembly in such case provided, passed at their session in May last.

Which was adopted.

On a motion made, that *three-fifths* of the number of votes to be given by the freemen on the question of ratifying the Constitution be required to ratify and adopt the same, — it was determined in the negative.

A similar question was then taken on the number of *four-sevenths*, and then on *five-ninths*, both of which were determined in the negative.

A motion was then made, that a majority of the qualified voters present and voting at the town-meetings, to be convened for the purpose of ratifying or rejecting the Constitution, be required to ratify the same.

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\* From the Comptroller's Report in 1819, it appears that the total cost of the Convention, including printing, was \$11,313.25.

WEDNESDAY, SEPTEMBER 16th.

The Journal of yesterday's proceedings was read.

On motion of Mr. Edwards, the journal of last Monday's proceedings was corrected, by inserting a clause in the Constitution, which was approved and adopted on that day, but which, by mistake, was not then entered on the journal, in the following words:

"The Governor and Lieutenant Governor, and the General Assembly which is to be formed in October next, shall have and possess all the powers and authorities, not repugnant to or inconsistent with this Constitution, which they now have and possess, until the first Wednesday of May next."

To be added at the end of the 3d section of the Tenth Article.

On motion of Mr. Lanman,

*Resolved*, That the thanks of this Convention be presented to his Excellency, Governor Wolcott, for the very acceptable and impartial manner in which he has discharged the duties of President of this Convention.

On which the President made a suitable and impressive address to the Convention.

JAMES LANMAN, }  
ROBERT FAIRCHILD, } *Clerks.*

IN CONVENTION, AT HARTFORD,  
this 16th day of September, 1818.

HARTFORD, SEPTEMBER 16TH, A. D. 1818.

Agreeably to the Resolve of the Convention, a copy of the Constitution duly engrossed was procured, signed by the President of the Convention, countersigned by the Clerks, and deposited in the hands of the Secretary. A copy also of the Resolve of the Convention passed yesterday, directing copies of the Constitution to be printed and transmitted to the respective town-clerks in this State, &c., was delivered to the Secretary.

JAMES LANMAN, }  
ROBERT FAIRCHILD, } *Clerks of the  
Convention.*



*Printed Copy annexed to the Journal, and referred to therein.*

*R. FAIRCHILD, Clerk.*

16 *Sep.*, 1818.

1 The Committee to whom was referred the  
2 subject of drafting a Constitution to be sub-  
3 mitted to the consideration of the Conven-  
4 tion beg leave to report in part—the follow-  
5 ing preamble and Bill of rights.

Per Order

PIERPONT EDWARDS, *Chairman.*

1 The people of Connecticut acknowledging with  
2 gratitude, the good providence of God in having  
3 permitted them to enjoy a free government, do,  
4 in order more effectually to define, secure, and per-  
5 petuate the liberties, rights and privileges which  
6 they have derived from their ancestors, hereby, after  
7 a careful consideration and revision, ordain and  
8 establish the following Constitution and form of  
9 civil Government.

## Article first.

### DECLARATION OF RIGHTS.

1 That the general, great, and essential principles  
2 of Liberty and Free Government may be recognized  
3 and established—

#### WE DECLARE,

1 *Sec. 1.* That all men when they form a social  
2 compact, are equal in rights; and that no man, or  
3 set of men, are entitled to exclusive separate public  
4 emoluments or privileges from the community.

1 *Sec. 2.* That all political power is inherent in the  
2 people, and all free governments are founded on  
3 their authority, and instituted for their benefit; and  
4 that they have at all times an undeniable and inde-  
5 feasible right to alter their form of government in  
6 such manner as they may think expedient.

1 *Sec. 3.* The exercise and enjoyment of religious  
2 profession and worship, without discrimination, shall  
3 forever be free to all persons in this State, provided  
4 that the right hereby declared and established, shall  
5 not be so construed as to excuse acts of licentious-  
6 ness, or to justify practices inconsistent with the  
7 peace, and safety, of the State.

1 *Sec. 4.* No preference shall be given by law, to  
2 any religious sect or mode of worship.

1 *Sec. 5.* No person shall be molested for his  
2 opinions on any subject whatever, nor suffer any  
3 civil or political incapacity, or acquire any civil or  
4 political advantage, in consequence of such opinions,  
5 except in cases provided for in this Constitution.

1 *Sec. 6.* Every citizen may freely speak, write,  
2 and publish his sentiments on all subjects, being re-  
3 sponsible for the abuse of that liberty.

1 *Sec. 7.* No law shall ever be passed to curtail or  
2 restrain the liberty of speech, or of the press.

1 *Sec. 8.* In all prosecutions or indictments for  
2 libels, the truth may be given in evidence and the  
3 jury shall have the right to determine the law and  
4 the facts, under the direction of the Court.

1 *Sec. 9.* The people shall be secure in their per-  
2 sons, houses, papers and possessions from unreason-  
3 able searches or seizures; and no warrant to search  
4 any place, or to seize any person or things, shall  
5 issue without describing them as nearly as may be,  
6 nor without probable cause, supported by oath or  
7 affirmation.

1 *Sec. 10.* In all criminal prosecutions the accused  
2 hath a right to be heard by himself and by coun-  
3 sel; to demand the nature and cause of the accus-  
4 ation; to be confronted by the witnesses against  
5 him; to have compulsory process to obtain wit-  
6 nesses in his favor; and in all prosecutions by in-  
7 dictment or information, a speedy, public trial, by  
8 an impartial Jury. He cannot be compelled to  
9 give evidence against himself nor be deprived of

10 life, liberty, or property, but by due course of  
11 law.

1   *Sec. 11.* No person shall be accused, arrested, or  
2 detained, except in cases ascertained by law, and  
3 according to forms which the same has prescribed;  
4 and no person shall be punished, but in virtue of a  
5 law established and promulgated prior to the of-  
6 fence and legally applied.

1   *Sec. 12.* The property of no person shall be taken  
2 for public use, without just compensation therefor.

1   *Sec. 13.* All Courts shall be open, & every per-  
2 son for an injury done him in his lands, goods, per-  
3 son or reputation, shall have remedy, by due course  
4 of law, and right and justice be administered with-  
5 out sale, denial, or delay.

1   *Sec. 14.* Excessive bail shall not be required, nor  
2 excessive fines imposed.

1   *Sec. 15.* All prisoners shall, before conviction, be  
2 bailable by sufficient sureties except for capital of-  
3 fences, where the proof is evident, or the presump-  
4 tion great; and the privilege of the writ of Habeas  
5 Corpus shall not be suspended, unless when in case  
6 of rebellion or invasion the public safety may re-  
7 quire it.

1   *Sec. 16.* No person shall be attainted of Treason,  
2 or Felony, by the Legislature.

1   *Sec. 17.* The citizens have a right, in a peaceable  
2 manner to assemble together for their common  
3 good, and to apply to those invested with the pow-

4 ers of government, for redress of grievances, or  
5 other proper purposes, by petition, address, or re-  
6 monstrance.

1 *Sec. 18.* Every citizen has a right to bear arms in  
2 defence of himself and the State.

1 *Sec. 19.* The military shall in all cases, and at all  
2 times, be in strict subordination to the civil power.

1 *Sec. 20.* No soldier shall in time of peace be  
2 quartered in any house, without the consent of the  
3 owner; nor in time of war, but in a manner to be  
4 prescribed by law.

1 *Sec. 21.* No hereditary emoluments, privileges,  
2 or honors shall ever be granted, or conferred, in  
3 this State.

1 *Sec. 22.* No citizen of this State shall be exiled,  
2 or prevented from emigrating on any pretence  
3 whatever.

1 *Sec. 23.* The right of trial by Jury shall remain  
2 inviolate.

THE COMMITTEE,  
TO WHOM WAS REFERRED THE CONSIDERATION OF THE  
SUBJECT OF DRAFTING

# A Constitution,

TO BE SUBMITTED TO THE CONVENTION,

BEG LEAVE

TO REPORT IN PART.

Per order, PIERPONT EDWARDS,  
*Chairman.*

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## Article Second.

### DISTRIBUTION OF POWERS.

1 § 1. The powers of government shall be divi-  
2 ded into three distinct departments, and each  
3 of them confided to a separate body of magis-  
4 tracy—to wit—those which are Legislative, to  
5 one; those which are Executive to another, and  
6 those which are Judicial to another.

1 § 2. No person or collection of persons, being  
2 of one of those departments, shall exercise any  
3 power properly belonging to either of the others,  
4 except in the instances herein after expressly di-  
5 rected or permitted.

## Article Third.

## OF THE LEGISLATIVE DEPARTMENT.

1 § 1. The Legislative power of this State shall  
2 be vested in two distinct houses or branches; the  
3 one to be styled THE SENATE, the other THE  
4 HOUSE OF REPRESENTATIVES, and both togeth-  
5 er THE GENERAL ASSEMBLY. The style  
6 of their laws shall be, *Be it enacted by the Sen-  
7 ate and House of Representatives of the State of  
8 Connecticut, in General Assembly convened.*

1 § 2. There shall be one stated session of the  
2 General Assembly, to be holden in each year, al-  
3 ternately at Hartford and New Haven, on the  
4 first Wednesday of May, and at such other times  
5 as the General Assembly shall judge necessary:  
6 the first session to be holden at Hartford; but  
7 the person administering the office of Governor,  
8 may on special emergencies, convene the Gen-  
9 eral Assembly at either of said places, at any  
10 other time. And in case of danger from the  
11 prevalence of contagious diseases in either of  
12 said places, or other circumstances, the person  
13 administering the office of Governor may, by  
14 Proclamation, convene said Assembly at any  
15 other place in this State.

1 § 3. The House of Representatives shall con-  
2 sist of freemen residing in towns from which  
3 they are elected. The number of Representa-  
4 tives from each town shall be the same as at pre-  
5 sent allowed and practised; but the General  
6 Assembly may reduce the number, provided  
7 that there shall be always at least one Repre-  
8 sentative from each town.

1 § 4. The Senate shall consist of twelve mem-  
2 bers, to be chosen annually by the Freemen,  
3 provided the General Assembly may within two  
4 years after taking of the next census of the Uni-  
5 ted States, increase the Senate to a number not  
6 exceeding twenty-one, and shall, within said  
7 time, divide the State into such number of Sen-  
8 atorial districts as they may think necessary.

1 § 5. At the meetings of the Freemen held in  
2 the several towns in this State in April annually  
3 after the election of Representatives, each of the  
4 Freemen present shall be invited to present  
5 written ballots for the Senators. The Modera-  
6 tor or presiding officer shall receive the votes of  
7 the Freemen and count and declare them in  
8 open Freemen's meeting. The presiding offi-  
9 cer shall also make duplicate lists of the per-  
10 sons voted for and of the number of votes for  
11 each, which shall be certified by the presiding  
12 officer; one of which lists shall be delivered to  
13 the Town Clerk, and the other within ten days  
14 after said meeting shall be delivered under seal  
15 either to the Secretary of State or to the Sher-  
16 iff of the County in which said town is situated,  
17 which copy shall be directed to the Secretary of  
18 State, with a superscription expressing the pur-  
19 port of the contents thereof. And each Sheriff  
20 who shall receive such votes shall within fifteen  
21 days after said Freemen's meeting, deliver, or  
22 cause them to be delivered to the Secretary  
23 of State.

1 § 6. The Secretary of State, Treasurer and  
2 Comptroller, for the time being shall canvass  
3 the votes publicly. The twelve persons having



4 the greatest number of votes for Senators,  
 5 shall be declared to be elected. But in cases  
 6 where no choice is made by the Freemen in  
 7 consequence of an equality of votes, the House  
 8 of Representatives shall designate by ballot  
 9 which of the candidates having such equal  
 10 number of votes, shall be declared to be elected.  
 11 The return of votes, and the result of the can-  
 12 vass, shall be submitted to the House of Re-  
 13 presentatives, and also to the Senate, on the  
 14 first day of the session of the General Assem-  
 15 bly, and each House shall be the final judge of  
 16 the election returns and qualifications of its  
 17 own members.

1 § 7. The House of Representatives when as-  
 2 sembled, shall choose a Speaker, Clerk, and  
 3 other officers. The Senate shall choose its  
 4 Clerk and other officers, except the President.  
 5 A majority of each House shall constitute a quo-  
 6 rum to do business; but a smaller number may  
 7 adjourn from day to day, and compel the attend-  
 8 ance of absent members in such manner, and  
 9 under such penalties as each House may pre-  
 10 scribe.

1 § 8. Each House shall determine the rules of  
 2 its own proceedings, punish members for disor-  
 3 derly conduct, and with the consent of two-  
 4 thirds expel a member, but not a second time for  
 5 the same cause, and shall have all other powers  
 6 necessary for a branch of the Legislature of a  
 7 free and independent State.

1 § 9. Each House shall keep a journal of its  
 2 proceedings and publish the same when requi-  
 3 red by one-fifth of its members, except such parts

4 as in the judgment of a majority may require  
 5 secrecy. The yeas and nays of the members of  
 6 either House shall at the desire of one-fifth of  
 7 those present, be entered on the journals.

1 § 10. The Senators and Representatives shall  
 2 in all cases except treason, felony, or breach of  
 3 the peace, be privileged from arrest during the  
 4 session of the General Assembly, and for four  
 5 days before the commencement, and after the  
 6 termination of any session thereof. And for  
 7 any speech or debate in either house, they shall  
 8 not be questioned in any other place.

1 § 11. The doors of each house shall be open  
 2 except on such occasions as in the opinion of the  
 3 House may require secrecy.

### Article fourth.

#### EXECUTIVE DEPARTMENT.

1 § 1. The supreme executive power of the State  
 2 shall be vested in a Governor, who shall be  
 3 elected by the freemen of the State, and shall  
 4 hold his office for one year from the first Wed-  
 5 nesday of May next succeeding his election and  
 6 until his successor be duly qualified. No per-  
 7 son who is not a freeman of this State and who  
 8 has not arrived at the age of thirty-five years shall  
 9 be eligible.

1 § 2. At the annual meetings of the freemen of  
 2 the respective Towns in the month of April im-  
 3 mediately after the election of Senators, the pre-  
 4 siding officers shall invite the freemen to present  
 5 ballots for him they would elect to be Governor

6 with his name fairly written. Duplicate lists  
7 of such ballots shall, in the presence of the free-  
8 men be made and certified by the presiding offi-  
9 cer, one of which lists shall be deposited in the  
10 office of the Town Clerk and the other transmit-  
11 ted to the Secretary of State, or Sheriff of the  
12 County, within ten days after the said meetings.  
13 The Secretary of State, Treasurer, and Comp-  
14 troller, for the time being, shall during the month  
15 of April, canvass the returns of the presiding  
16 officer, and publish the name of the person hav-  
17 ing a majority of the whole number of votes,  
18 who shall be declared to be elected. But if no  
19 person shall have a majority of the whole num-  
20 ber of votes returned, or if two or more shall  
21 have an equal and the highest number of votes,  
22 then the names of the two persons having the  
23 highest number of votes, or the name of the per-  
24 sons having an equal and highest number of  
25 votes (as the case may be) shall be returned to  
26 the General Assembly at their then next ses-  
27 sion, and one of them shall be chosen Governor  
28 on the second day of the session of the said Gen-  
29 eral Assembly, by the joint ballots of both  
30 houses, without previous debate. Contested Elec-  
31 tions for the Governor or Lieutenant Governor  
32 shall be determined by both Houses of the Gen-  
33 eral Assembly, in such manner as shall be pre-  
34 scribed by law.

1 § 3. At the annual meetings of the freemen,  
2 immediately after the election of Governor,  
3 there shall also be chosen in the same manner  
4 as is herein before provided for the election of  
5 Governor, a Lieutenant Governor, who shall

6 continue in office for the same time, and pos-  
7 sess the same qualifications.

1 § 4. The compensations of the Governor and  
2 Lieutenant Governor shall be established by  
3 law, and shall not be varied so as to take effect  
4 until after an election, which shall next succeed  
5 the passage of the law establishing said com-  
6 pensation.

1 § 5. The Governor shall be Captain General of  
2 the Militia of the State, except when called  
3 into the Service of the United States.

1 § 6. He may require information in writing  
2 from the officers in the executive department on  
3 any subject relating to the duties of their re-  
4 spective offices.

1 § 7. The Governor, in case of a disagreement  
2 between the two Houses respecting the time of  
3 adjournment, may adjourn them to such time  
4 as he shall think proper, not beyond the day of  
5 the next stated session.

1 § 8. He shall from time to time, give to the  
2 General Assembly, information of the state of  
3 the Government, and recommend to their con-  
4 sideration, such measures as he shall deem ex-  
5 pedient.

1 § 9. He shall take care that the laws be faith-  
2 fully executed.

1 § 10. The Governor shall have the power to  
2 grant reprieves and pardons, after conviction, in  
3 all cases except those of impeachment, and in  
4 capital cases, and to remit fines and penalties  
5 under such rules and regulations as may be

6 prescribed by law, and in case of a conviction  
7 for a capital offence, he may respite the sentence  
8 until after the session of the next General As-  
9 sembly.

1 § 11. All Commissions shall be in the name  
2 and by the authority of the State of Connecti-  
3 cut; shall be sealed with the State Seal, sign-  
4 ed by the Governor, and attested by the Secre-  
5 tary of State.

1 § 12. A Secretary of State shall be appointed  
2 in such manner as the General Assembly shall  
3 direct. He shall have the safe keeping and cus-  
4 tody of the public records and documents, and  
5 particularly of the Acts, resolutions and orders  
6 of the General Assembly, and record the same,  
7 and perform all such duties as shall be prescrib-  
8 ed by law. He shall be the keeper of the Seal  
9 of the State, which shall not be altered.

1 § 13. Every bill which shall have passed both  
2 Houses of the General Assembly, shall be pre-  
3 sented to the Governor. If he approves he shall  
4 sign it, but if not he shall return it to the House  
5 in which it originated; who shall enter the ob-  
6 jections at large upon their Journal, and pro-  
7 ceed to reconsider it. If after such reconsider-  
8 ation, that House shall again pass it, it shall be  
9 sent with the objections, to the other House,  
10 which shall also reconsider it. If approved, it  
11 shall become a Law. But in such cases the  
12 votes of both Houses shall be determined by  
13 Yeas and Nays; and the names of the members  
14 voting for and against the Bill, shall be entered  
15 on the Journals of each House respectively.

16 If the Bill shall not be returned by the Gover-  
17 nor within three days (Sundays excepted) af-  
18 ter it shall have been presented to him, the  
19 same shall be a law in like manner as if he had  
20 signed it; unless the General Assembly, by  
21 their adjournment, prevents its return, in which  
22 case it shall not be a law.

1 § 14. The Lieutenant Governor shall, by vir-  
2 tue of his office, be President of the Senate, and  
3 have, when in committee of the whole, a right  
4 to debate, and when the Senate is equally divi-  
5 ded, to give the casting vote.

1 § 15. In case of the death, resignation, refusal  
2 to serve, or removal from office of the Gover-  
3 nor, or of his impeachment, or absence from the  
4 State, the Lieutenant Governor shall exercise  
5 the powers and authority appertaining to the  
6 office of Governor, until another be chosen at  
7 the next periodical election for Governor, and  
8 be duly qualified; or until the Governor im-  
9 peached or absent shall be acquitted or return.

1 § 16. When the government shall be adminis-  
2 tered by the Lieutenant Governor, or he shall  
3 be unable to attend as President of the Senate,  
4 the Senate shall elect one of their members, as  
5 President *pro tempore*. And if during the va-  
6 cancy of the office of Governor, the Lieutenant  
7 Governor shall die, resign, refuse to serve, or  
8 be removed from office, or if he shall be im-  
9 peached, or absent from the State, the Presi-  
10 dent of the Senate, *pro tempore*, shall in like  
11 manner administer the government until he be

12 superseded by a Governor or Lieutenant Gov-  
13 ernor.

1 § 17. If the Lieutenant Governor shall be re-  
2 quired to administer the Government, and  
3 shall while in such administration, die or resign  
4 during the recess of the General Assembly, it  
5 shall be the duty of the Secretary of State for  
6 the time being, to convene the Senate for the  
7 purpose of choosing a President *pro tempore*.

1 § 18. A State Treasurer shall be annually cho-  
2 sen by the Freemen at their Freemen's meeting  
3 in April, and the votes shall be counted, declar-  
4 ed, returned, and canvassed in the same manner  
5 as is provided for the election of Governor and  
6 Lt. Governor, but the votes for Treasurer shall  
7 be canvassed by the Secretary and Comptroller  
8 only. He shall receive all monies belonging to  
9 the State, and disburse the same only as he may  
10 be directed by law. He shall pay no warrant  
11 or order for the disbursement of public money  
12 until the same has been registered in the office  
13 of the Comptroller.

1 § 19. A Comptroller of the public accounts shall  
2 be annually appointed by the General Assem-  
3 bly. He shall adjust and settle all public ac-  
4 counts and demands, except Grants and Orders  
5 of the General Assembly. He shall prescribe  
6 the mode of keeping and rendering all public  
7 accounts. He shall *ex-officio* be one of the Au-  
8 ditors of the accounts of the Treasurer. The  
9 General Assembly may assign to him other du-  
10 ties in relation to his office and those of the

11 Treasurer, and shall prescribe the manner in  
12 which his duties shall be performed.

1 § 20. A sheriff shall be appointed in each  
2 County, by the General Assembly, who shall  
3 hold his office for three years.

1 § 21. A statement of all receipts, payments,  
2 funds and debts of the State shall be published  
3 from time to time, in such manner, and at such  
4 periods as shall be prescribed by law.



THE COMMITTEE,

TO WHOM WAS REFERRED THE CONSIDERATION  
OF THE SUBJECT OF DRAFTING A

Constitution,

OF CIVIL GOVERNMENT,

BEG LEAVE FURTHER TO REPORT IN PART.

Signed per order,

PIERPONT EDWARDS,

*Chairman.*

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Article fifth.

OF THE JUDICIAL DEPARTMENT.

1 § 1. The Judicial power of the State  
2 shall be vested in a Supreme Court of Er-  
3 rors, a superior Court, and such inferior  
4 Courts as the General Assembly shall from  
5 time to time ordain and establish. The  
6 powers and jurisdiction of which Courts  
7 shall be defined by law.

1 § 2. There shall be appointed in each  
2 County, a sufficient number of Justices of  
3 the Peace, with such jurisdiction in civil  
4 and criminal cases as the General Assembly  
5 may prescribe.

1 § 3. The Judges of the Supreme Court  
2 of Errors, of the Superior & Inferior Courts  
3 and all Justices of the Peace shall be ap-  
4 pointed by the General Assembly. The  
5 Judges of the Supreme Court and of the  
6 Superior Court, shall hold their offices  
7 during good behaviour; but may be remo-  
8 ved by impeachment; and the Governor  
9 shall also remove them on the address of  
10 two thirds of the members of each house  
11 of the General Assembly; all other Judg-  
12 es and Justices of the peace shall be ap-  
13 pointed annually. No Judge or Justice  
14 of the Peace shall be capable of holding  
15 his office after he shall have arrived to the  
16 age of seventy years.

### Article Sixth.

#### QUALIFICATIONS OF ELECTORS.

1 § 1. All persons who have been, or shall  
2 hereafter previous to the ratification of this  
3 constitution, be admitted Freemen accord-  
4 ing to the existing laws of this State, shall  
5 be and remain Freemen or electors.

1 § 2. Every white male citizen of the United  
2 States, who shall have attained the age of  
3 twenty-one years, and resided in the town

4 in which he may offer himself to be admit-  
 5 ted to the privilege of an elector or freeman,  
 6 at least six months preceding; and have a  
 7 freehold estate of the yearly value of seven  
 8 dollars; or having been enrolled in the mi-  
 9 litia, shall have performed military duty  
 10 therein for the term of one year next pre-  
 11 ceding the time he shall offer himself for  
 12 admission, or being liable thereto, shall  
 13 have been by authority of law excused  
 14 therefrom; or shall have paid a state tax  
 15 within the year next preceding the term  
 16 he shall present himself for such admission,  
 17 and shall sustain a good moral character,  
 18 shall, on his taking such oath as may be  
 19 prescribed by law, be an elector.

1 § 3. No person shall gain a residence so as to  
 2 render any town chargeable for his support  
 3 merely in consequence of being admitted  
 4 an elector.

1 § 4. The privileges of an elector shall be  
 2 forfeited by a conviction of bribery, forgery,  
 3 perjury, duelling, fraudulent bankruptcy,  
 4 or theft.

1 § 5. Every elector shall be eligible to any  
 2 office in this state, except in the cases pro-  
 3 vided for in this Constitution.

1 § 6. The select men of the several towns  
 2 shall decide on the qualifications of electors,  
 3 at such times and in such manner, as  
 4 may be prescribed by law.

1 § 7. Laws shall be made to support the  
2 privilege of free suffrage, prescribing the  
3 manner of regulating and conducting elec-  
4 tions, and other meetings of the electors,  
5 and prohibiting under adequate penalties,  
6 all undue influence therein, from power,  
7 bribery, tumult and other improper conduct.

1 § 8. In all elections of officers of the state,  
2 or members of the General Assembly, or  
3 members of Congress, the votes of the elec-  
4 tors or Freemen shall be by ballot.

1 § 9. At all elections of officers of the  
2 State, or members of the General Assem-  
3 bly, the electors or freemen shall be priv-  
4 ileged from arrest during their attendance  
5 upon, and going to, and returning from,  
6 the same, except in cases of felony or breach  
7 of the peace.

1 § 10. The Freemen's Meetings for the  
2 election of the several State officers by law  
3 annually to be elected, and members of  
4 the General Assembly of this State, shall  
5 be holden on the first Monday of April in  
6 each year.

THE COMMITTEE,  
TO WHOM WAS REFERRED THE CONSIDERATION  
OF THE SUBJECT OF DRAFTING A

# Constitution

OF CIVIL GOVERNMENT  
TO BE SUBMITTED TO THE CONVENTION,  
BEG LEAVE TO REPORT.

Per order,

PIERPONT EDWARDS,

*Chairman.*

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## Article Seventh.

### RELIGION.

1 § 1. It being the right and duty of all men  
2 to worship the Supreme Being, the great  
3 Creator and Preserver of the universe, in  
4 the mode most consistent with the dic-  
5 tates of their consciences; no person shall  
6 be compelled to join or support, nor by law  
7 be classed with, or associated to any con-  
8 gregation, church or religious association.

9 And each and every society or denomination  
 10 of christians in this State, shall have and  
 11 enjoy the same and equal powers, rights  
 12 and privileges; and shall have power and  
 13 authority to support and maintain the  
 14 Ministers or Teachers of their respective  
 15 denominations, and to build and repair  
 16 houses for public worship, by a tax on the  
 17 members of the respective societies only,  
 18 or in any other manner.

1 § 2. If any person shall choose to separate  
 2 himself from the society or denomination of  
 3 christians to which he may belong, and  
 4 shall leave a written notice thereof with the  
 5 Clerk of such society he shall thereupon be  
 6 no longer liable for any future expenses,  
 7 which may be incurred by said society.

## Article Eighth.

### OF EDUCATION.

1 § 1. The charter of Yale College, as modi-  
 2 fied by agreement with the Corporation  
 3 thereof, in pursuance of an act of the Gene-  
 4 ral Assembly passed in May 1792, is hereby  
 5 confirmed.

1 § 2. The fund, called the SCHOOL FUND,  
 2 shall remain inviolably appropriated to the

3 support and encouragement of the public  
 4 or common schools throughout this State,  
 5 and for the equal benefit of all the people  
 6 thereof. The value and amount of said  
 7 fund, shall, as soon as practicable, be ascer-  
 8 tained in such manner as the General As-  
 9 sembly may prescribe, published & record-  
 10 ed in the Comptroller's office; and no law  
 11 shall ever be made, authorizing said fund  
 12 to be diverted to any other use than the  
 13 encouragement and support of public, or  
 14 common schools, among the several  
 15 school societies, as justice and equity shall  
 16 require.

### Article Ninth.

#### OF IMPEACHMENTS.

1 § 1. The House of Representatives shall  
 2 have the sole power of impeaching.

1 § 2. All impeachments shall be tried by  
 2 the Senate. When setting for that purpose  
 3 they shall be on oath or affirmation. No  
 4 person shall be convicted without the con-  
 5 currence of two thirds of the members pre-  
 6 sent. When the Governor is impeached,  
 7 the Chief Justice shall preside.

1 § 3. The Governor, and all other exec-  
 2 utive, and judicial officers, shall be lia-

3 ble to impeachment; but judgments in  
 4 such cases shall not extend further than to  
 5 removal from office, and disqualification to  
 6 hold any office of honor, trust, or profit un-  
 7 der this State. The party convicted shall  
 8 nevertheless be liable, and subject to, in-  
 9 dictment, trial, and punishment, according to  
 10 law.

1 § 4. Treason against the State shall con-  
 2 sist only in levying war against it, or adher-  
 3 ing to its enemies, giving them aid and  
 4 comfort. No person shall be convicted of  
 5 Treason, unless on the testimony of two  
 6 witnesses to the same overt act, or on con-  
 7 fession in open court. No conviction of  
 8 Treason, or attainder, shall work corruption  
 9 of blood, or forfeiture.

## Article Tenth.

### GENERAL PROVISIONS.

1 § 1. Members of the General Assembly  
 2 and all officers, executive and judicial,  
 3 shall, before they enter on the duties of  
 4 their respective offices, take the following  
 5 oath or affirmation, to wit.  
 6 I do solemnly swear (or affirm as the  
 7 case may be) that I will support the Con-  
 8 stitution of the United States, and the Con-



9 stitution of the State of Connecticut, so  
 10 long as I continue a citizen thereof; and  
 11 that I will faithfully discharge according  
 12 to law, the duties of the office of

13 to the best of my abilities.

14 So help me God.

1 § 2. Each town shall annually elect Se-  
 2 lect-men, and such officers of local police,  
 3 as the laws may prescribe.

1 § 3. The rights and duties of all corpora-  
 2 tions shall remain as if this Constitution  
 3 had not been adopted. All officers, civil  
 4 and military, shall continue to hold and ex-  
 5 ercise their respective offices, until they  
 6 shall be superseded by the General Assem-  
 7 bly. All laws not contrary to, or inconsis-  
 8 tent with, the provisions of this Constitu-  
 9 tion, shall remain in force until they shall  
 10 expire by their own limitation, or shall be  
 11 altered or repealed, by the General As-  
 12 sembly in pursuance of this Constitution.  
 13 The validity of all bonds, debts,  
 14 contracts, as well of individuals as of bod-  
 15 ies corporate, or the State, of all suits or  
 16 actions, civil, criminal, or penal, whether  
 17 commenced or otherwise, both in law and  
 18 equity, shall continue as if no change had  
 19 taken place.

1 § 4. No member of Congress; no per-  
2 son holding any office under the authority  
3 of the United States; no person holding  
4 the office of Treasurer, Secretary or Comp-  
5 troller of this State; no Sheriff or Sheriff's  
6 Deputy, shall be a member of the Gene-  
7 ral Assembly.

1 § 5. Every bill for a resolve, or public  
2 act, or application to the General Assem-  
3 bly for a gratuitous grant of money, shall  
4 be continued to the next stated session of  
5 the General Assembly.

1 § 6. Captains and subalterns of the mili-  
2 tia, shall be chosen by those persons with-  
3 in their respective company districts, sub-  
4 ject to military duty, and when approved  
5 by the General Assembly, shall be com-  
6 missioned by the Governor.

## Article Eleventh.

### OF AMENDMENTS OF THE CON- STITUTION.

1 § 1. Whenever a majority of the House  
2 of Representatives shall deem it necessary  
3 to alter, or amend, this Constitution, they  
4 may propose such alterations and amend-  
5 ments, which proposed amendments shall

6 be continued to the next General Assem-  
7 bly, and be published with the laws which  
8 may have been passed at the same session;  
9 and if two thirds of each House at the next  
10 session of said Assembly, shall approve  
11 the amendments proposed, by yeas and  
12 nays, said amendments shall, by the Sec-  
13 retary, be transmitted to the Town Clerk  
14 in each town in this State, whose duty it  
15 shall be to present the same to the inhab-  
16 itants thereof for their consideration at a  
17 town meeting legally warned and held for  
18 that purpose. And if it shall appear, in a  
19 manner to be provided by law, that a ma-  
20 jority of the electors or freemen present at  
21 such meetings, shall have approved such  
22 amendments, the same shall be valid to  
23 all intents and purposes as a part of this  
24 Constitution.



# The Constitution of Connecticut.

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## PREAMBLE.

The people of Connecticut, acknowledging, with gratitude, the good providence of God, in having permitted them to enjoy a free government, do, in order more effectually to define, secure and perpetuate the liberties, rights, and privileges, which they have derived from their ancestors, hereby, after a careful consideration and revision, ordain and establish the following Constitution, and form of civil government.

## ARTICLE I.

### DECLARATION OF RIGHTS.

That the great and essential principles of liberty and free government may be recognized and established,

### **We Declare,**

SECTION 1. That all men, when they form a social compact, are equal in rights; and that no man, or set of men, are entitled to exclusive public emoluments, or privileges, from the community.

SECT. 2. That all political power is inherent in the people, and all free governments are founded on their authority, and instituted for their benefit; and that they have, at all times, an undeniable and indefeasible right to alter their form of government, in such a manner as they may think expedient.

SECT. 3. The exercise and enjoyment of religious profession and worship, without discrimination, shall forever be free to all persons in this state; provided, that the right, hereby declared and established, shall not be so construed as to excuse acts of licentiousness, or to justify practices inconsistent with the peace and safety of the state.

SECT. 4. No preference shall be given by law to any Christian sect or mode of worship.

SECT. 5. Every citizen may freely speak, write, and publish his sentiments on all subjects, being responsible for the abuse of that liberty.

SECT. 6. No law shall ever be passed to curtail or restrain the liberty of speech or of the press.

SECT. 7. In all prosecutions or indictments for libels, the truth may be given in evidence; and the jury shall have the right to determine the law and the facts, under the direction of the court.

SECT. 8. The people shall be secure in their persons, houses, papers, and possessions, from unreasonable searches or seizures; and no warrant to search any place, or to seize any person or things, shall issue, without describing them as nearly as may be, nor without probable cause, supported by oath or affirmation.

SECT. 9. In all criminal prosecutions, the accused shall have a right to be heard by himself, and by counsel; to demand the nature and cause of the accusation; to be confronted by the witnesses against him; to have compulsory process to obtain witnesses in his favor; and in all prosecutions by indictment or information, a speedy public trial by an impartial jury. He shall not be compelled to give evidence against himself, nor be deprived of life, liberty, or property, but by due course of law. And no person shall be holden to answer for any crime, the punishment of which may be death or imprisonment for life, unless on a presentment or an indictment of a grand jury; except in the land or naval forces, or in the

militia, when in actual service, in time of war, or public danger.

SECT. 10. No person shall be arrested, detained, or punished, except in cases clearly warranted by law.

SECT. 11. The property of no person shall be taken for public use, without just compensation therefor.

SECT. 12. All courts shall be open, and every person, for an injury done him in his person, property, or reputation, shall have remedy by due course of law, and right and justice administered, without sale, denial, or delay.

SECT. 13. Excessive bail shall not be required, nor excessive fines imposed.

SECT. 14. All prisoners shall, before conviction, be bailable, by sufficient sureties, except for capital offences where the proof is evident, or the presumption great; and the privileges of the writ of *habeas corpus* shall not be suspended, unless when in case of rebellion or invasion, the public safety may require it; nor in any case but by the legislature.

SECT. 15. No person shall be attainted of treason or felony by the legislature.

SECT. 16. The citizens have a right, in a peaceable manner, to assemble for their common good, and to apply to those invested with the powers of government, for redress of grievances, or other proper purposes, by petition, address, or remonstrance.

SECT. 17. Every citizen has a right to bear arms in defence of himself and the state.

SECT. 18. The military shall, in all cases, and at all times, be in strict subordination to the civil power.

SECT. 19. No soldier shall, in time of peace, be quartered in any house, without the consent of the owner; nor in time of war, but in a manner to be prescribed by law.

SECT. 20. No hereditary emoluments, privileges, or honors, shall ever be granted, or conferred, in this state.

SECT. 21. The right of trial by jury shall remain inviolate.

## ARTICLE II.

## OF THE DISTRIBUTION OF POWERS.

The powers of government shall be divided into three distinct departments, and each of them confided to a separate magistracy, to wit: those which are legislative, to one; those which are executive, to another; and those which are judicial, to another.

## ARTICLE III.

## OF THE LEGISLATIVE DEPARTMENT.

SECT. 1. The legislative power of this state shall be vested in two distinct houses, or branches; the one to be styled THE SENATE, the other THE HOUSE OF REPRESENTATIVES, and both together THE GENERAL ASSEMBLY. The style of their laws shall be, *Be it enacted by the Senate and House of Representatives, in General Assembly convened.*

SECT. 2. There shall be one stated session of the general assembly, to be holden in each year, alternately at Hartford and New Haven, on the first Wednesday of May, and at such other times as the general assembly shall judge necessary; the first session to be holden at Hartford; but the person, administering the office of governor, may, on special emergencies, convene the general assembly at either of said places, at any other time. And in case of danger from the prevalence of contagious diseases, in either of said places, or other circumstances, the person administering the office of governor may, by proclamation, convene said assembly at any other place in this state.

SECT. 3. The house of representatives shall consist of electors residing in towns from which they are elected. The number of representatives from each town shall be the same as at present practiced and allowed. In case a new town shall hereafter be incorporated, such new town shall be entitled to one representative only; and if such new town shall be made from one or more towns, the town or towns, from which the



same shall be made, shall be entitled to the same number of representatives as at present allowed, unless the number shall be reduced by the consent of such town or towns.

SECT. 4. The Senate shall consist of twelve members, to be chosen annually by the electors.

SECT. 5. At the meetings of the electors, held in the several towns in this state, in April annually, after the election of representatives, the electors present shall be called upon to bring in their written ballots for senators. The presiding officer shall receive the votes of the electors, and count and declare them in open meeting. The presiding officer shall also make duplicate lists of the persons voted for, and of the number of votes for each, which shall be certified by the presiding officer; one of which lists shall be delivered to the town clerk, and the other, within ten days after said meeting, shall be delivered, under seal, either to the secretary, or to the sheriff of the county in which said town is situated; which list shall be directed to the secretary, with a superscription expressing the purport of the contents thereof. And each sheriff, who shall receive such votes, shall, within fifteen days after said meeting, deliver, or cause them to be delivered, to the secretary.

SECT. 6. The treasurer, secretary, and comptroller, for the time being, shall canvass the votes publicly. The twelve persons, having the greatest number of votes for senators, shall be declared to be elected. But in cases where no choice is made by the electors, in consequence of an equality of votes, the house of representatives shall designate, by ballot, which of the candidates having such equal number of votes, shall be declared to be elected. The return of votes, and the result of the canvass, shall be submitted to the house of representatives, and also to the senate, on the first day of the session of the general assembly; and each house shall be the final judge of the election returns and qualifications of its own members.

SECT. 7. The house of representatives, when assembled,

shall choose a speaker, clerk, and other officers. The senate shall choose its clerk, and other officers, except the president. A majority of each house shall constitute a quorum to do business; but a smaller number may adjourn from day to day, and compel the attendance of absent members, in such manner, and under such penalties, as each house may prescribe.

SECT. 8. Each house shall determine the rules of its own proceedings, punish members for disorderly conduct, and, with the consent of two-thirds, expel a member, but not a second time for the same cause; and shall have all other powers necessary for a branch of the legislature of a free and independent state.

SECT. 9. Each house shall keep a journal of its proceedings, and publish the same, when required by one-fifth of its members, except such parts as, in the judgment of a majority, require secrecy. The yeas and nays of the members of either house shall, at the desire of one-fifth of those present, be entered on the journals.

SECT. 10. The senators and representatives shall, in all cases of civil process, be privileged from arrest, during the session of the general assembly, and for four days before the commencement, and after the termination, of any session thereof. And for any speech or debate, in either house, they shall not be questioned in any other place.

SECT. 11. The debates of each house shall be public, except on such occasions as, in the opinion of the house, may require secrecy.

## ARTICLE IV.

### OF THE EXECUTIVE DEPARTMENT.

SECT. 1. The supreme executive power of the state shall be vested in a governor, who shall be chosen by the electors of the state, and shall hold his office for one year from the first Wednesday of May next succeeding his election, and until his successor be duly qualified. No person who is not an elector of this state, and who has not arrived at the age of thirty years, shall be eligible.

SECT. 2. At the meetings of the electors in the respective towns, in the month of April in each year, immediately after the election of senators, the presiding officers shall call upon the electors to bring in their ballots for him whom they would elect to be governor, with his name fairly written. When such ballots shall have been received and counted, in the presence of the electors, duplicate lists of the persons voted for, and of the number of votes given for each, shall be made and certified by the presiding officer; one of which lists shall be deposited in the office of the town clerk, within three days, and the other within ten days, after said election, shall be transmitted to the secretary, or to the sheriff of the county in which such election shall have been held. The sheriff, receiving said votes, shall deliver, or cause them to be delivered, to the secretary, within fifteen days next after said election. The votes so returned shall be counted by the treasurer, secretary, and comptroller, within the month of April. A fair list of the persons, and number of votes given for each, together with the returns of the presiding officers, shall be, by the treasurer, secretary, and comptroller, made and laid before the general assembly, then next to be holden, on the first day of the session thereof; and said assembly shall, after examination of the same, declare the person whom they shall find to be legally chosen, and give him notice accordingly. If no person shall have a majority of the whole number of said votes, or if two or more shall have an equal and the greatest number of said votes, then said assembly, on the second day of their session, by joint ballot of both houses, shall proceed, without debate, to choose a governor from a list of the names of the two persons having the greatest number of votes, or of the names of the persons having an equal and highest number of votes, so returned as aforesaid. The general assembly shall, by law, prescribe the manner in which all questions concerning the election of governor, or lieutenant-governor, shall be determined.

SECT. 3. At the annual meetings of the electors, immediately after the election of governor, there shall also be cho-

sen, in the same manner as is herein before provided for the election of governor, a lieutenant-governor, who shall continue in office for the same time, and possess the same qualifications.

SECT. 4. The compensations of the governor, lieutenant-governor, senators, and representatives, shall be established by law, and shall not be varied so as to take effect until after an election which shall next succeed the passage of the law establishing said compensations.

SECT. 5. The governor shall be captain-general of the militia of the state, except when called into the service of the United States.

SECT. 6. He may require information, in writing, from the officers in the executive department, on any subject relating to the duties of their respective offices.

SECT. 7. The governor, in case of a disagreement between the two houses of the general assembly, respecting the time of adjournment, may adjourn them to such time as he shall think proper, not beyond the day of the next stated session.

SECT. 8. He shall, from time to time, give to the general assembly information of the state of the government, and recommend to their consideration such measures as he shall deem expedient.

SECT. 9. He shall take care that the laws be faithfully executed.

SECT. 10. The governor shall have power to grant reprieves, after conviction, in all cases, except those of impeachment, until the end of the next session of the general assembly, and no longer.

SECT. 11. All commissions shall be in the name, and by authority of, the State of Connecticut; shall be sealed with the state seal, signed by the governor, and attested by the secretary.

SECT. 12. Every bill, which shall have passed both houses of the general assembly, shall be presented to the governor. If he approves, he shall sign and transmit it to the secretary; but if not, he shall return it to the house in which it originated.

with his objections, which shall be entered on the journals of the house, who shall proceed to reconsider the bill. If, after such reconsideration, that house shall again pass it, it shall be sent, with the objections, to the other house, which shall also reconsider it. If approved, it shall become a law. But in such cases, the votes of both houses shall be determined by yeas and nays; and the names of the members, voting for and against the bill, shall be entered on the journals of each house respectively. If the bill shall not be returned by the governor within three days, (Sundays excepted,) after it shall have been presented to him, the same shall be law, in like manner as if he had signed it: unless the general assembly, by their adjournment, prevent its return, in which case it shall not be a law.

SECT. 13. The lieutenant-governor shall, by virtue of his office, be president of the senate, and have, when in committee of the whole, a right to debate, and when the senate is equally divided, to give the casting vote.

SECT. 14. In case of the death, resignation, refusal to serve, or removal from office, of the governor, or of his impeachment, or absence from the state, the lieutenant-governor shall exercise the powers and authority appertaining to the office of governor, until another be chosen at the next periodical election for governor, and be duly qualified; or until the governor, impeached or absent, shall be acquitted or return.

SECT. 15. When the government shall be administered by the lieutenant-governor, or he shall be unable to attend as president of the senate, the senate shall elect one of their members as president, *pro tempore*. And if, during the vacancy of the office of governor, the lieutenant-governor shall die, resign, refuse to serve, or be removed from office, or if he shall be impeached, or absent from the state, the president of the senate, *pro tempore*, shall, in like manner, administer the government, until he be superseded by a governor or lieutenant-governor.

SECT. 16. If the lieutenant-governor shall be required to administer the government, and shall, while in such adminis-

tration, die, or resign, during the recess of the general assembly, it shall be the duty of the secretary, for the time being, to convene the senate for the purpose of choosing a president *pro tempore*.

SECT. 17. A treasurer shall annually be chosen by the electors, at their meeting in April; and the votes shall be returned, counted, canvassed, and declared, in the same manner as is provided for the election of governor and lieutenant-governor; but the votes for treasurer shall be canvassed by the secretary and comptroller only. He shall receive all moneys belonging to the state, and disburse the same only as he may be directed by law. He shall pay no warrant, or order, for the disbursement of public money, until the same has been registered in the office of the comptroller.

SECT. 18. A secretary shall be chosen next after the treasurer, and in the same manner; and the votes for secretary shall be returned to, and counted, canvassed, and declared, by the treasurer and comptroller. He shall have the safe keeping and custody of the public records and documents, and particularly, of the acts, resolutions, and orders, of the general assembly, and record the same; and perform all such duties as shall be prescribed by law. He shall be the keeper of the seal of the state, which shall not be altered.

SECT. 19. A comptroller of the public accounts shall be annually appointed, by the general assembly. He shall adjust and settle all public accounts and demands, except grants and orders of the general assembly. He shall prescribe the mode of keeping, and rendering, all public accounts. He shall, *ex officio*, be one of the auditors of the accounts of the treasurer. The general assembly may assign to him other duties, in relation to his office, and to that of the treasurer, and shall prescribe the manner in which his duties shall be performed.

SECT. 20. A sheriff shall be appointed in each county by the general assembly, who shall hold his office for three years, removable by said assembly, and shall become bound, with sufficient sureties, to the treasurer of the state, for the faithful discharge of the duties of his office, in such manner as

shall be prescribed by law. In case the sheriff of any county shall die, or resign, the governor may fill the vacancy occasioned thereby, until the same shall be filled by the general assembly.

SECT. 21. A statement of all receipts, payments, funds, and debts of the state, shall be published from time to time, in such manner, and at such periods, as shall be prescribed by law.

## ARTICLE V.

### OF THE JUDICIARY DEPARTMENT.

SECT. 1. The judicial power of the state shall be vested in a supreme court of errors, a superior court, and such inferior courts as the general assembly shall, from time to time, ordain and establish: the powers and jurisdiction of which courts shall be defined by law.

SECT. 2. There shall be appointed, in each county, a sufficient number of justices of the peace, with such jurisdiction in civil and criminal cases as the general assembly may prescribe.

SECT. 3. The judges of the supreme court of errors, of the superior and inferior courts, and all justices of the peace, shall be appointed by the general assembly, in such manner as shall by law be prescribed. The judges of the supreme court, and of the superior court, shall hold their offices during good behavior; but may be removed by impeachment; and the governor shall also remove them, on the address of two-thirds of the members of each house of the general assembly; all other judges and justices of the peace shall be appointed annually. No judge or justice of the peace shall be capable of holding his office after he shall arrive at the age of seventy years.

## ARTICLE VI.

### OF THE QUALIFICATIONS OF ELECTORS.

SECT. 1. All persons who have been, or shall hereafter, previous to the ratification of this constitution, be admitted freemen, according to the existing laws of this state, shall be electors.

SECT. 2. Every white male citizen of the United States, who shall have gained a settlement in this state, attained the age of twenty-one years, and resided in the town in which he may offer himself to be admitted to the privilege of an elector, at least six months preceding; and have a freehold estate of the yearly value of seven dollars in this state; or having been enrolled in the militia, shall have performed military duty therein, for the term of one year next preceding the time he shall offer himself for admission, or being liable thereto, shall have been, by authority of law, excused therefrom; or shall have paid a state tax within the year next preceding the time he shall present himself for such admission; and shall sustain a good moral character, shall, on his taking such oath as may be prescribed by law, be an elector.

SECT. 3. The privileges of an elector shall be forfeited, by a conviction of bribery, forgery, perjury, duelling, fraudulent bankruptcy, theft, or other offence for which an infamous punishment is inflicted.

SECT. 4. Every elector shall be eligible to any office in this state, except in cases provided for in this constitution.

SECT. 5. The selectmen, and town clerk, of the several towns, shall decide on the qualifications of electors, at such times, and in such manner as may be prescribed by law.

SECT. 6. Laws shall be made to support the privilege of free suffrage, prescribing the manner of regulating and conducting meetings of the electors, and prohibiting, under adequate penalties, all undue influence therein, from power, bribery, tumult, and other improper conduct.

SECT. 7. In all elections of officers of the state, or members of the general assembly, the votes of the electors shall be by ballot.

SECT. 8. At all the elections of officers of the state, or members of the general assembly, the electors shall be privileged from arrest, during their attendance upon, and going to, and returning from the same, on any civil process.

SECT. 9. The meetings of the electors for the election of the several state officers, by law annually to be elected, and



members of the general assembly of this state, shall be holden on the first Monday of April in each year.

## ARTICLE VII.

## OF RELIGION.

SECT. 1. It being the duty of all men to worship the Supreme Being, the Great Creator and Preserver of the Universe, and their right to render that worship in the mode most consistent with the dictates of their consciences; no person shall, by law, be compelled to join or support, nor be classed with, or associated to, any congregation, church, or religious association. But every person now belonging to such congregation, church, or religious association, shall remain a member thereof, until he shall have separated himself therefrom, in the manner hereinafter provided. And each and every society or denomination of Christians, in this state, shall have and enjoy the same and equal powers, rights, and privileges; and shall have power and authority to support and maintain the ministers or teachers of their respective denominations, and to build and repair houses for public worship, by a tax on the members of any such society only, to be laid by a major vote of the legal voters assembled at any society meeting, warned and held according to law, or in any other manner.

SECT. 2. If any person shall choose to separate himself from the society or denomination of Christians to which he may belong, and shall leave a written notice thereof with the clerk of such society, he shall thereupon be no longer liable for any future expenses which may be incurred by said society.

## ARTICLE VIII.

## OF EDUCATION.

SECT. 1. The Charter of Yale College, as modified by agreement with the corporation thereof, in pursuance of an act of the general assembly, passed in May, 1792, is hereby confirmed.

SECT. 2. The fund, called the SCHOOL FUND, shall remain

a perpetual fund, the interest of which shall be inviolably appropriated to the support and encouragement of the public, or common schools, throughout the state, and for the equal benefit of all the people thereof. The value and amount of said fund shall, as soon as practicable, be ascertained, in such manner as the general assembly may prescribe, published, and recorded in the comptroller's office; and no law shall ever be made, authorizing said fund to be diverted to any other use than the encouragement and support of public, or common schools, among the several school societies, as justice and equity shall require.

## ARTICLE IX.

### OF IMPEACHMENTS.

SECT. 1. The house of representatives shall have the sole power of impeaching.

SECT. 2. All impeachments shall be tried by the senate. When sitting for that purpose, they shall be on oath or affirmation. No person shall be convicted, without the concurrence of two-thirds of the members present. When the governor is impeached, the chief justice shall preside.

SECT. 3. The governor, and all other executive and judicial officers, shall be liable to impeachment; but judgments in such cases shall not extend further than to removal from office, and disqualification to hold any office of honor, trust or profit under this state. The party convicted shall, nevertheless, be liable and subject to indictment, trial, and punishment, according to law.

SECT. 4. Treason against the state shall consist only in levying war against it, or adhering to its enemies, giving them aid and comfort. No person shall be convicted of treason, unless on the testimony of two witnesses to the same overt act, or on confession in open court. No conviction of treason, or attainder, shall work corruption of blood, or forfeiture.

## ARTICLE X.

### GENERAL PROVISIONS.

SECT. 1. Members of the general assembly, and all officers, executive and judicial, shall, before they enter on the

duties of their respective offices, take the following oath or affirmation, to wit:

You do solemnly swear, (or affirm, as the case may be,) that you will support the constitution of the United States, and the constitution of the state of Connecticut, so long as you continue a citizen thereof; and that you will faithfully discharge, according to law, the duties of the office of to the best of your abilities. So help you God.

SECT. 2. Each town shall, annually, elect selectmen, and such officers of local police, as the laws may prescribe.

SECT. 3. The rights and duties of all corporations shall remain as if this constitution had not been adopted, with the exception of such regulations and restrictions as are contained in this constitution. All judicial and civil officers now in office, who have been appointed by the general assembly, and commissioned according to law, and all such officers as shall be appointed by the said assembly, and commissioned as aforesaid, before the first Wednesday of May next, shall continue to hold their offices until the first day of June next, unless they shall, before that time, resign, or be removed from office according to law. The treasurer and secretary shall continue in office until a treasurer and secretary shall be appointed under this constitution. All military officers shall continue to hold and exercise their respective offices, until they shall resign, or be removed according to law. All laws not contrary to, or inconsistent with, the provisions of this constitution, shall remain in force, until they shall expire by their own limitation, or shall be altered or repealed by the general assembly, in pursuance of this constitution. The validity of all bonds, debts, contracts, as well of individuals as of bodies corporate, or the state, of all suits, actions, or rights of action, both in law and equity, shall continue as if no change had taken place. The governor, lieutenant-governor, and general assembly which is to be formed in October next, shall have, and possess, all the powers and authorities not repugnant to, or inconsistent with this constitution, which

they now have and possess, until the first Wednesday of May next.

SECT. 4. No judge of the superior court, and of the supreme court of errors; no member of congress; no person holding any office under the authority of the United States; no person holding the office of treasurer, secretary, or comptroller; no sheriff, or sheriff's deputy, shall be a member of the general assembly.

## ARTICLE XI.

### OF AMENDMENTS OF THE CONSTITUTION.

Whenever a majority of the house of representatives shall deem it necessary to alter or amend this constitution, they may propose such alteration and amendments; which proposed amendments shall be continued to the next general assembly, and be published with the laws which may have been passed at the same session; and if two-thirds of each house, at the next session of said assembly, shall approve the amendments proposed, by yeas and nays, said amendment shall, by the secretary, be transmitted to the town clerk in each town in the state; whose duty it shall be to present the same to the inhabitants thereof, for their consideration, at a town meeting, legally warned and held for that purpose; and if it shall appear, in manner to be provided by law, that a majority of the electors, present at such meetings, shall have approved such amendments, the same shall be valid, to all intents and purposes, as a part of this constitution.

Done in Convention, on the fifteenth day of September, in the year of our Lord, one thousand eight hundred and eighteen, and of the Independence of the United States the forty-third.

By order of the Convention,

OLIVER WOLCOTT, *President.*

JAMES LANMAN,  
ROBERT FAIRCHILD, } *Clerks.*

# Votes of Towns on the Ratification of the Constitution.

From the Official Returns.

	YEAS.	NAYS.		YEAS.	NAYS.
Hartford,	374	547	Lisbon,	68	84
Berlin,	249	151	Lyme,	148	129
Bristol,	95	105	Montville,	117	44
Burlington,	No returns.		North Stonington,	168	18
Canton,	37	125	Preston,	147	8
East Hartford,	190	166	Stonington,	158	16
East Windsor,	144	249	Waterford,	72	3
Enfield,	83	141		<hr/>	<hr/>
Farmington,	75	280		1,740	792
Glastonbury,	122	57	Fairfield,	118	54
Granby,	132	175	Danbury,	227	72
Hartland,	70	92	Brookfield,	104	71
Marlborough,	11	67	Greenwich,	90	37
Simsbury,	111	116	Huntington,	115	99
Southington,	102	154	New Canaan,	31	95
Suffield,	211	45	New Fairfield,	58	27
Wethersfield,	79	232	Newtown,	150	67
Windsor,	149	141	Norwalk,	111	21
	<hr/>	<hr/>	Redding,	138	91
	2,234	2,843	Ridgefield,	169	108
New Haven,	430	218	Sherman,	55	36
Branford,	163	151	Stamford,	107	51
Cheshire,	201	29	Stratford,	154	17
Derby,	96	62	Trumbull,	14	93
East Haven,	41	75	Weston,	79	35
Guilford,	159	255	Wilton,	116	45
Hamden,	141	38		<hr/>	<hr/>
Meriden,	89	60		1,836	1,019
Middlebury,	23	76	Windham,	182	127
Milford,	89	177	Ashford,	189	161
North Haven,	89	43	Brooklyn,	103	42
Oxford,	167	13	Canterbury,	69	161
Southbury,	103	63	Columbia,	62	65
Wallingford,	255	14	Hampton,	89	120
Waterbury,	191	103	Killingly,	177	144
Wolcott,	62	42	Lebanon,	86	152
Woodbridge,	86	153	Mansfield,	210	178
	<hr/>	<hr/>	Plainfield,	101	87
	2,385	1,572	Pomfret,	91	116
New London,	150	30	Sterling,	58	44
Norwich,	194	74	Thompson,	174	95
Bozrah,	39	24	Voluntown,	53	32
Colchester,	63	160	Woodstock,	133	147
Franklin,	38	80		<hr/>	<hr/>
Griswold,	95	122		1,777	1,671
Groton,	283	0			

	YEAS.	NAYS.
Litchfield,	282	282
Barkhamsted,	89	107
Bethlem,	25	100
Canaan,	144	131
Colbrook,	97	90
Cornwall,	87	98
Goshen,	95	87
Harwinton,	41	140
Kent,	65	98
New Hartford,	34	156
New Milford,	219	196
Norfolk,	28	157
Plymouth,	103	145
Roxbury,	65	82
Salisbury,	146	63
Sharon,	109	139
Torrington,	71	127
Warren,	34	74
Washington,	88	151
Watertown,	58	120
Winchester,	59	106
Woodbury,	88	130
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	2,027	2,779
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Middletown,	256	125
Chatham,	184	59
Durham,	82	74
East Haddam,	81	135
Haddam,	101	63
Killingworth,	166	127
Saybrook,	181	203
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	1,051	786

	YEAS.	NAYS.
Tolland,	124	87
Bolton,	53	62
Coventry,	153	164
Ellington,	41	93
Hebron,	164	80
Somers,	21	118
Stafford,	167	104
Union,	45	38
Vernon,	11	98
Willington,	89	58
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	868	902

RECAPITULATION.

Hartford Co.,	2,234	2,843
New Haven Co.,	2,385	1,572
New London Co.,	1,740	792
Fairfield Co.,	1,836	1,019
Windham Co.,	1,777	1,671
Litchfield Co.,	2,027	2,779
Middlesex Co.,	1,051	786
Tolland Co.,	868	902
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	13,918	12,364
<hr/>		
	12,364	
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Majority.	1,554	

*At a General Assembly of the State of Connecticut, holden at New Haven, in said State, on the second Thursday of October in the year of our Lord one thousand eight hundred and eighteen :*

*Resolved*, That the Honorable Jonathan Brace, Frederick Wolcott, Elias Perkins, William Bristol, Elijah Boardman, David Tomlinson, Sylvester Wells, John S. Peters, James Lanman, Enoch Burrows, and Peter Webb, with Messrs. Russ, Terry, Hitchcock, Todd, Coit, Denison, Plant, Birch, Fox, Allen, Merwin, Pettibone, Goodrich, Hungerford, Young, and White, be a committee to count the votes of the qualified voters in the several towns in this State, transmitted to this Assembly on the question of ratifying the Constitution of civil government submitted to them by the Convention of Delegates assembled on the fourth Wednesday of August last, and make their report thereon.

*To the Honorable General Assembly of the State of Connecticut, now in session :*

The committee to whom was referred the subject of counting the votes of the qualified voters in the several towns in this State, transmitted to the Assembly on the question of ratifying the Constitution of civil government, report :

That they have attended to the duty assigned them, and find that the whole number of votes returned and counted are twenty-six thousand two hundred and eighty-two; of which there are in favor of ratifying the Constitution, thirteen thousand nine hundred and eighteen, and twelve thousand three hundred and sixty-four votes against the ratification of

the Constitution. No votes were returned to this Assembly from the town of Burlington.

Which is respectfully submitted, per order,

JONATHAN BRACE.

Whereas by the returns of votes made to this Assembly, in pursuance of a resolve of the General Assembly, passed at their session in May last, it appears that the Constitution of civil government framed by the Convention held at Hartford on the fourth Wednesday of August last, has been ratified and approved by the people of this State :

*Resolved by this Assembly,* That his Excellency the Governor be, and he is hereby, requested to issue his Proclamation, declaring that said Constitution has been duly ratified agreeable to the direction of said Convention, and is to be and remain the Supreme Law of this State.

*Resolved,* That the Secretary be directed to cause that the Constitution of civil government adopted by the people of this State be engrossed upon parchment, and enrolled, with the State seal affixed thereto, and deposited in the office of the Secretary of this State ; and that he enter the said Constitution at large, in the records of this State.



By his Excellency  
OLIVER WOLCOTT,

Governor and Commander in Chief in and over the State of  
Connecticut.

A PROCLAMATION.

*Whereas the General Assembly of this State have, during their present session, passed a Resolution in the following words, viz:*

“Whereas by returns of votes made to this Assembly, in pursuance of a Resolve of the General Assembly, passed at their session in May last, it appears that the Constitution of civil government framed by the Convention held at Hartford on the fourth Wednesday of August last, has been ratified and approved by the people of this State:

*Resolved by this Assembly, That his Excellency the Governor be, and he is hereby, requested to issue his Proclamation, declaring that said Constitution has been duly ratified agreeable to the direction of said convention, and is to be and remain the supreme law of this State.”*

Therefore, in pursuance of said Resolution, I do now issue this my Proclamation, and do hereby declare that the *Constitution of civil government* for the People of the State of Connecticut, framed by a Convention of their Delegates at Hartford, and published on the fifteenth day of September last, has been duly *approved and ratified*, and is henceforth to be observed by all persons whom it doth or may concern, *as the Supreme Law of this State.*

In testimony whereof, I have hereunto set my hand, and caused the seal of the State to be affixed, at the Council Chamber in New Haven, this twelfth day of October, in the year of our Lord one thousand eight hundred and eighteen, and of the Independence of the United States of America the forty-third.

OLIVER WOLCOTT.

By his Excellency's Command,  
THOMAS DAY, Secretary.





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